

# FEDERAL REGISTER

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## Regulations

### TITLE 5—ADMINISTRATIVE PERSONNEL

#### Chapter I—Civil Service Commission

#### PART 18—WAR SERVICE REGULATIONS APPORTIONMENT AND TRANSFER

Paragraph (c) of § 18.4 *Apportionment* (9 F.R. 7235) is revoked; and paragraph (d) of that section as amended September 12, 1944 (9 F.R. 11829) is redesignated as paragraph (c).

Paragraph (g) of § 18.9 *Transfer* (9 F.R. 7235) is revoked; and paragraphs (h), (i), (j), (k), and (l) of that section are redesignated as paragraphs (g), (h), (i), (j), and (k) respectively.

(E.O. 9063 as amended by E.O. 9378, 8 F.R. 13037)

By the United States Civil Service Commission.

[SEAL]      H. B. MITCHELL,  
President.

DECEMBER 15, 1944.

[F. R. Doc. 44-19759; Filed, Dec. 29, 1944;  
11:00 a. m.]

### TITLE 7—AGRICULTURE

#### Chapter XI—War Food Administration (Distribution Orders)

[WFO 79-21, Amdt. 2]

#### PART 1401—DAIRY PRODUCTS

#### FLUID MILK AND CREAM IN ST. JOSEPH COUNTY, IND., SALES AREA

Pursuant to War Food Order No. 79, as amended (8 F.R. 12426, 13283, 9 F.R. 4321, 4319), dated September 7, 1943, and to effectuate the purposes thereof, War Food Order No. 79-21, as amended (8 F.R. 13432, 9 F.R. 4321, 4319, 5365), relative to the conservation and distribution of fluid milk, milk byproducts, and cream in the St. Joseph County, Indiana, milk sales area, is hereby further amended as follows:

1. Delete the provisions of § 1401.48 (e) (3) and substitute therefor the following:

(3) Multiply the aforesaid resulting amount by the following applicable percentage: (i) Milk: 104 percent of pounds of milk; (ii) Cream: 78 percent of pounds of cream and 78 percent of pounds of butterfat; and (iii) Milk byproducts: 104 percent of pounds of milk byproducts.

2. Delete from § 1401.48 (f) the numeral "100" and substitute therefor the numeral "104."

The provisions of this amendment shall become effective at 12:01 a. m., e. w. t., January 1, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 79-21, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 79-21, as amended, in effect prior to the effective time hereof, shall continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 79, 8 F.R. 12426, 13283; 9 F.R. 4321, 4319)

Issued this 27th day of December 1944.

LEE MARSHALL,  
Director of Distribution.

[F. R. Doc. 44-19707; Filed, Dec. 28, 1944;  
3:12 p. m.]

[WFO 79-38, Amdt. 2]

#### PART 1401—DAIRY PRODUCTS

#### FLUID MILK AND CREAM IN LOUISVILLE, KY., METROPOLITAN SALES AREA

Pursuant to War Food Order No. 79, as amended (8 F.R. 12426, 13283, 9 F.R. 4321, 4319) dated September 7, 1943, and to effectuate the purposes thereof, War Food Order No. 79-38, as amended (8 F.R. 13840, 9 F.R. 2075, 4321, 4319), relative to

(Continued on next page)

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#### NOTICE

The Cumulative Supplement to the Code of Federal Regulations, covering the period from June 2, 1938, through June 1, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per unit. The following are now available:

- Book 1: Titles 1-3 (Presidential documents) with tables and index.
- Book 2: Titles 4-9, with index.
- Book 3: Titles 10-17, with index.
- Book 4: Titles 18-25, with index.
- Book 5, Part 1: Title 26, Parts 2-178.
- Book 5, Part 2: Title 26, completed; Title 27; with index.
- Book 6: Titles 28-32, with index.
- Book 7: Titles 33-45, with index.
- Book 8: Title 46, with index.
- Book 9: Titles 47-50, with index.

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the conservation and distribution of fluid milk, milk byproducts, and cream in the Louisville, Kentucky, metropolitan milk sales area, is hereby further amended by deleting the description of the sales area in § 1409.69 (b) and inserting, in lieu thereof, the following:

(b) *Milk sales area.* The following area is hereby designated as a "milk sales area" to be known as the Louisville, Kentucky, metropolitan sales area, and is referred to hereinafter as the "sales area": The territory within Jefferson County, Kentucky, including but not being limited to the city of Louisville, and Fort Knox Military Reservation; and the territory within Floyd County, Indiana, including but not being limited to all municipal corporations in said county; and the territory within the townships of Jeffersonville, Utica, Silver Creek, Union, and Charlestown, in Clark County, Indiana.

The provisions of this amendment shall become effective at 12:01 a. m., e. v. t., January 1, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 79-38, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 79-38, as amended, in effect prior to the effective time hereof, shall continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 79, 8 F.R. 12426, 13283; 9 F.R. 4321, 4319)

Issued this 27th day of December 1944.

LEE MARSHALL,  
Director of Distribution.

[F. R. Doc. 44-19708; Filed, Dec. 28, 1944;  
3:12 p. m.]

## TITLE 14—CIVIL AVIATION

### Chapter I—Civil Aeronautics Board

[Regs. Serial No. 278-A]

#### PILOT CERTIFICATES

##### EXTENSION OF EFFECTIVENESS

Extending the effectiveness of Special Civil Air Regulation Serial Number 278 authorizing the issuance of assistant airline transport pilot certificates.

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 27th day of December 1944. The following Special Civil Air Regulation is made and promulgated to become effective January 1, 1945:

Special Civil Air Regulation Serial Number 278 (8 F.R. 9112) is amended by striking the words "December 31, 1944" and inserting in lieu thereof the words "June 30, 1945".

NOTE: The termination date of this regulation was previously extended to June 30, 1944, and to December 31, 1944, by Special Civil Air Regulations Serial Numbers 298 (9 F.R. 242) and 311 (9 F.R. 7044).

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] CHARLES P. SOPER,  
Acting Secretary.

[F. R. Doc. 44-19758; Filed, Dec. 29, 1944;  
11:11 a. m.]

## TITLE 16—COMMERCIAL PRACTICES

### Chapter I—Federal Trade Commission

[File No. 21-383]

#### PART 159—HEARING AID INDUSTRY

##### PROMULGATION OF TRADE PRACTICE RULES

At a regular session of the Federal Trade Commission held at its office in

the City of Washington, D. C., on the 29th day of December, A. D., 1944.

Due proceedings having been held under the trade practice conference procedure in pursuance of the act of Congress approved September 26, 1914, as amended (Federal Trade Commission Act), and other provisions of law administered by the Commission;

It is now ordered, That the trade practice rules of Group I and Group II, as hereinafter set forth, which have been approved and received, respectively, by the Commission in this proceeding, be promulgated as of December 30, 1944.

#### Statement by the Commission

Trade practice rules for the hearing aid industry, as hereinafter set forth, are promulgated by the Federal Trade Commission under its trade practice conference procedure.

The industry's products to which the rules relate consist of hearing aid instruments or devices, parts and accessories therefor, and preparations or other products represented as aiding, improving, or correcting defective hearing. Members of the industry include persons or concerns manufacturing, distributing or selling such products. Annual volume of sales of hearing aids is reported as aggregating at present approximately \$25,000,000.

The rules are established in cooperation with the industry. Various unfair methods of competition, unfair or deceptive acts or practices, and other trade evils, are listed and proscribed. A primary purpose of these provisions is to maintain free and fair competition for the protection of the buying public and the industry through the elimination and prevention of such harmful practices. The rules also contain other provisions in the interest of more effectively serving the public by use of fair practices.

In the course of the proceeding, which was instituted upon application of members of the industry, a general trade practice conference was held in Cleveland, Ohio, under auspices of the Federal Trade Commission. At such conference suggested rules were considered. Subsequently, a draft of proposed rules in appropriate form was published for the information of all concerned and public notice was issued affording interested or affected parties opportunity to present their views, including such pertinent information, suggestions, amendments, or objections as they desired to offer, and to be heard in the premises. Accordingly, hearing was held in Washington, D. C., and all matters presented, or otherwise received in the proceeding, have been duly considered.

Thereafter, and upon full consideration of the entire matter, final action was taken by the Commission whereby it approved and received, respectively, the following trade practice rules in Group I and Group II:

#### The Rules

These rules promulgated by the Commission are designed to foster and promote the maintenance of fair competitive conditions in the interest of the in-

dustry and the public. Their operation is to be directed toward this end and is not to permit of the use of any practice which suppresses competition, restrains trade, fixes or controls price through combination or agreement, or which otherwise injures, destroys, or prevents competition.

#### Group I

The unfair trade practices embraced in the Group I rules herein are considered to be unfair methods of competition, unfair or deceptive acts or practices, or other illegal practices, prohibited under laws administered by the Federal Trade Commission; and appropriate proceedings in the public interest will be taken by the Commission to prevent the use, by any person, partnership, corporation, or other organization subject to its jurisdiction, of such unlawful practices in commerce.

Sec.

- 159.1 Misrepresentation in general.
- 159.2 Misrepresentation as to warranties, guarantees, and the servicing of hearing aids.
- 159.3 Blind advertising.
- 159.4 Misrepresentation of earnings of salesmen or agents.
- 159.5 Misrepresentation as to character of business.
- 159.6 Defamation of competitors or disparagement of their products.
- 159.7 Imitation or simulation of trademarks, trade names, etc.
- 159.8 Procurement of competitors' confidential information by unfair means and wrongful use thereof.
- 159.9 Unfair threats of infringement suits.
- 159.10 Inducing breach of contract.
- 159.11 Enticing away employees of competitors.
- 159.12 Commercial bribery.
- 159.13 Selling below cost.
- 159.14 Discrimination.
- 159.15 Aiding or abetting use of unfair trade practices.

AUTHORITY: §§ 159.1 to 159.15, inclusive, issued under 38 Stat. 717, as amended, and pursuant to other provisions of law administered by the Commission.

§ 159.1 *Misrepresentation in general.* It is an unfair trade practice for any member of the industry to use, or cause or promote the use of, any trade promotional literature, advertising matter, testimonial, guarantee, warranty, mark, brand, label, designation or representation, however disseminated or published, which has the capacity and tendency or effect of misleading or deceiving purchasers or prospective purchasers, or such member's own sales agents, dealers, or distributors:

(a) With respect to the grade, quality, quantity, origin, price, terms of sale, use, construction, design, durability, performance, efficacy, restorative or other properties, or physiological benefits of any industry product; or

(b) With respect to any service offered, promised, or to be supplied to purchasers of such products; or

(c) With respect to the purported endorsement, acceptance, approval, or use thereof by any person, organization, agency, group, or association; or

(d) With respect to the manufacture, distribution, marketing, or servicing of

any industry product, or in any other respect.

NOTE: Among the inhibitions of this section, but not in limitation thereof, is "false advertisement," as defined in section 15 of the Federal Trade Commission Act, of any "device" or other product within the scope of such section.

[Rule 1]

§ 159.2 *Misrepresentation as to warranties, guarantees, and the servicing of hearing aids.* It is an unfair trade practice for any member of the industry:

(a) To fail or refuse to promptly fulfill in good faith any warranties, guarantees, promises, or representations, express or implied, given or made to purchasers of industry products; or

(b) To fail or refuse to promptly render services or correct defects as warranted, guaranteed, promised, or represented; or

(c) To use any means whatsoever to induce purchasers to believe such warranties, guarantees, promises, or representations are more binding on the seller or afford more protection to the purchaser than is in fact true. [Rule 2]

§ 159.3 *Blind advertising.* It is an unfair trade practice to use "blind" advertisements in such manner as to have the capacity and tendency or effect of misleading or deceiving purchasers or prospective purchasers, directly or indirectly, as to the character, make, type, or efficacy of any industry product being offered for sale, or as to any services offered or promises in connection therewith, or as to the identity of the seller, or in any other respect. (Also, see note to § 159.6.) [Rule 3]

§ 159.4 *Misrepresentation of earnings of salesmen or agents.* It is an unfair trade practice for any member of the industry to make or publish, or cause to be made or published, any advertisement, offer, statement, or other form of representation which directly or by implication is false, misleading or deceptive:

(a) Concerning the salary, commission, income, earnings or other remuneration which agents, canvassers, solicitors, or sales representatives receive or may receive; or

(b) Concerning any conditions or contingencies affecting such remuneration or the opportunities therefor. [Rule 4]

§ 159.5 *Misrepresentation as to character of business.* It is an unfair trade practice for any member of the industry to represent, directly or indirectly, through the use of any word or term in his corporate or trade name, in his advertising or otherwise, that he is a manufacturer of hearing aids, or of batteries or other parts or accessories therefor, or that he is the owner or operator of a factory or producing company manufacturing them, or that he owns or maintains an acoustical research laboratory devoted to hearing aid research or development, when such is not the fact, or in any other manner to misrepresent the character, extent, or type of his business. [Rule 5]

§ 159.6 *Defamation of competitors or disparagement of their products.* The defamation of competitors by falsely imputing them dishonorable conduct, inability to perform contracts, questionable credit standing, or by other false representations, or the false disparagement of the grade, quality, origin, price, terms of sale, use, construction, design, durability, performance, efficacy, physiological benefits, restorative or other properties, manufacture, distribution, marketing, or servicing of the products of competitors, or of their business methods, values, credit terms, or policies, or in any other respect, is an unfair trade practice.

NOTE: The use of "blind" advertisements as a means of accomplishing such defamation or false disparagement is deemed to be within the inhibitions of this section, as well as the use of any other means of practicing such prohibited defamation or disparagement.)

[Rule 6]

§ 159.7 *Imitation or simulation of trade-marks, trade names, etc.* The imitation or simulation of the trademarks, trade names, brands, or labels of competitors, or of the exclusively owned designs of competitors which have not been directly or by operation of law dedicated to the public, with the tendency and capacity or effect of misleading or deceiving purchasers or prospective purchasers, is an unfair trade practice. [Rule 7]

§ 159.8 *Procurement of competitors' confidential information by unfair means and wrongful use thereof.* It is an unfair trade practice for any member of the industry to obtain information concerning the business of a competitor, by bribery of an employee or agent of such competitor, by false or misleading statements or representations, by the impersonation of one in authority, or by any other unfair means, and to use the information so obtained in such a manner as to injure said competitor in his business or to suppress competition or unreasonably restrain trade. [Rule 8]

§ 159.9 *Unfair threats of infringement suits.* The circulation of threats of suit for infringement of patents or trade-marks among customers or prospective customers of competitors, not made in good faith but for the purpose or with the effect of harassing or intimidating such customers or prospective customers or of unduly hampering, injuring or prejudicing competitors in their business, is an unfair trade practice. [Rule 9]

§ 159.10 *Inducing breach of contract.* Inducing or attempting to induce the breach of existing lawful contracts between competitors and their dealers, customers or suppliers by any false or deceptive means whatsoever, or interfering with or obstructing the performance of any such contractual duties or services by any such means, with the purpose and effect of unduly hampering, injuring, or prejudicing competitors in their business, is an unfair trade practice. [Rule 10]

§ 159.11 *Enticing away employees of competitors.* Wilfully enticing away the employees of competitors, or the employees of distributors, dealers, or representatives of such competitors, with the purpose and effect of thereby unduly hampering or injuring competitors in their business and destroying or substantially lessening competition, is an unfair trade practice.

NOTE: Nothing in this section shall be construed as prohibiting employees or agents from seeking more favorable employment, or as preventing manufacturers or sellers from soliciting business from any dealers or other prospective purchasers or marketers in good faith and by means of fair competitive methods.

[Rule 11]

§ 159.12 *Commercial bribery—(a) In selling or marketing.* It is an unfair trade practice for a member of the industry, directly or indirectly, to give, or offer to give, or permit or cause to be given, money or anything of value to agents, employees, or representatives of customers or prospective customers, or to agents, employees, or representatives of competitors' customers or prospective customers, without the knowledge of their employers or principals, as an inducement to influence their employers or principals to purchase or contract to purchase products manufactured or sold by such industry member or the maker of such gift or offer, or to influence such employers or principals to refrain from dealing in the products of competitors or contracting to deal with competitors.

(b) *In purchasing supplies.* It is an unfair trade practice for any member of the industry, directly or indirectly, to bribe an employee or agent of a supplier to induce such supplier to discriminate in favor of such member of the industry over other purchasers from such supplier, with the effect of thereby unduly hampering a competitor of such member in his business and destroying or substantially lessening competition. (See also § 159.14 (e), relative to procurement of illegal discrimination in price.) [Rule 12]

§ 159.13 *Selling below cost.* The practice of selling industry products below the seller's cost with the intent and with the effect of injuring a competitor and where the effect may be substantially to lessen competition or tend to create a monopoly or unreasonably restrain trade is an unfair trade practice. All elements recognized by good accounting practice as proper elements of such cost shall be included in determining cost under this section. The costs, however, which are referred to in this section, are actual costs of the respective seller and not some other figure or average costs in the industry determined by an industry cost survey or otherwise. [Rule 13]

§ 159.14 *Discrimination—(a) Prohibited discriminatory prices, or rebates, refunds, discounts, credits, commissions, etc., which effect unlawful price discrimination.* It is an unfair trade practice for any member of the industry engaged

in commerce,<sup>1</sup> in the course of such commerce, to grant or allow, secretly or openly, directly or indirectly, any rebate, refund, discount, credit, commission, or other form of price differential, where such rebate, refund, discount, credit, commission, or other form of price differential effects a discrimination in price between different purchasers of goods of like grade and quality, where either or any of the purchases involved therein are in-commerce,<sup>2</sup> and where the effect thereof may be substantially to lessen competition or tend to create a monopoly in any line of commerce,<sup>3</sup> or to injure, destroy, or prevent competition with any person who either grants or knowingly receives the benefit of such discrimination, or with customers of either of them: *Provided, however:*

(1) That the goods involved in any such transaction are sold for use, consumption, or resale within any place under the jurisdiction of the United States;

(2) That nothing contained in this section shall prevent differentials which might make only due allowance for differences in the cost of manufacture, sale, or delivery resulting from the differing methods or quantities in which such commodities are to such purchasers sold or delivered;

(3) That nothing contained in this section shall prevent persons engaged in selling goods, wares, or merchandise in commerce,<sup>4</sup> from selecting their own customers in bona fide transactions and not in restraint of trade;

(4) That nothing contained in this section shall prevent price changes from time to time where made in response to changing conditions affecting either (i) the market for the goods concerned, or (ii) the marketability of the goods, such as, but not limited to, actual or imminent deterioration of perishable goods, obsolescence of seasonal goods, distress sales under court process, or sales in good faith in discontinuance of business in the goods concerned.

(b) *Prohibited brokerage and commissions.* It is an unfair trade practice for any member of the industry engaged in commerce,<sup>1</sup> in the course of such commerce, to pay or grant, or to receive or accept, anything of value as a commission, brokerage, or other compensation, or any allowance or discount in lieu thereof, except for services rendered in connection with the sale or purchase of goods, wares, or merchandise, either to the other party to such transaction or to an agent, representative, or other intermediary therein where such interme-

diary is acting in fact for or in behalf, or is subject to the direct or indirect control, of any party to such transaction other than the person by whom such compensation is so granted or paid.

(c) *Prohibited advertising or promotional allowances, etc.* It is an unfair trade practice for any member of the industry engaged in commerce,<sup>2</sup> to pay or contract for the payment of advertising or promotional allowances or any other thing of value to or for the benefit of a customer of such member in the course of such commerce as compensation or in consideration for any services or facilities furnished by or through such customer in connection with the processing, handling, sale, or offering for sale of any products or commodities manufactured, sold, or offered for sale by such member, unless such payment or consideration is available on proportionally equal terms to all other customers competing in the distribution of such products or commodities.

(d) *Prohibited discriminatory services or facilities.* It is an unfair trade practice for any member of the industry to discriminate in favor of one purchaser against another purchaser or purchasers of a commodity bought for resale, with or without processing, by contracting to furnish or furnishing, or by contributing to the furnishing of, any services or facilities connected with the processing, handling, sale, or offering for sale of such commodity so purchased upon terms not accorded to all purchasers on proportionately equal terms.

(e) *Inducing or receiving an illegal discrimination in price.* It is an unfair trade practice for any member of the industry engaged in commerce,<sup>3</sup> in the course of such commerce, knowingly to induce or receive a discrimination in price which is prohibited by the foregoing provisions of this section.

(f) *Purchases by schools, colleges, universities, public libraries, churches, hospitals, and charitable institutions not operated for profit.* The foregoing provisions of this section relate to practices within the purview of the Robinson-Patman Antidiscrimination Act, which act and the application thereunder of this section are subject to the limitations expressed in the amendment to such Robinson-Patman Antidiscrimination Act, which amendment was approved May 26, 1938, and reads as follows:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That nothing in the Act approved June 19, 1936 (Public, Numbered 632, Seventy-fourth Congress, second session), known as the Robinson-Patman Antidiscrimination Act, shall apply to purchases of their supplies for their own use by schools, colleges, universities, public libraries, churches, hospitals, and charitable institutions not operated for profit." (62 Stat. 446; United States Code, 1940 edition, Title 15, sec. 13c.)

#### [Rule 14]

§ 159.15 *Aiding or abetting use of unfair trade practices.* It is an unfair trade practice for any person, firm, or corporation to aid, abet, coerce, or induce another, directly or indirectly, to

use or promote the use of any unfair trade practice specified in §§ 159.1 to 159.15, inclusive, or of any other unfair method of competition or unfair or deceptive act or practice.

#### [Rule 15]

##### Group II

Compliance with trade practice provisions embraced in Group II rules is considered to be conducive to sound business methods and is to be encouraged and promoted individually or through voluntary cooperation exercised in accordance with existing law. Nonobservance of such rules does not, *per se*, constitute violation of law. Where, however, the practice of not complying with any such Group II rules is followed in such manner as to result in unfair methods of competition, or unfair or deceptive acts or practices, corrective proceedings may be instituted by the Commission as in the case of violation of Group I rules.

**RULE A. Information as to the care, use, and maintenance of products.** (1) The practice, by manufacturers, distributors or dealers, of furnishing and disseminating, through advertisements, bulletins or other publicity, accurate and nondeceptive information as to the proper care and use of their hearing aids or parts and accessories therefor, is approved and recommended as a desirable practice to follow in the interest of enabling customers to obtain and enjoy full benefits of the desirable qualities and service of such instruments.

(2) To assist purchasers or users in selecting and purchasing batteries which are parts or accessories for hearing aids, and to prevent misunderstanding, confusion and deception, it is also important that each of such batteries be marked by the manufacturer thereof in conformity with the provisions of section 7 of the Circular of the National Bureau of Standards C435, issued February 18, 1942, so as to reveal the source of such battery, its size or number; also, date of manufacture, or expiration of a guarantee period, indicated as such.

**RULE B. Training of sales, service, and other employees.** The practice by manufacturers, distributors, and dealers of adequately training employees in the fitting and servicing of hearing aids is approved and recommended as a desirable practice to follow in the interest of enabling customers to obtain and enjoy the fullest possible benefit from the use of such instruments.

**RULE C. Assistance to users in servicing hearing aids.** Manufacturers and dealers are encouraged to provide all possible facilities and service to the users of their hearing aids to insure maximum assistance and satisfaction to such users of the respective instruments. The sale of hearing aids without reasonably adequate provision for properly servicing the instruments to the extent necessary for satisfactory use is not encouraged.

**RULE D. Cost records.** It is the judgment of the industry that each member should independently keep proper and accurate records for determining his costs.

<sup>1</sup> As here used, the word "commerce" means "trade or commerce among the several States and with foreign nations, or between the District of Columbia or any Territory of the United States and any State, Territory, or foreign nation, or between any insular possessions or other places under the jurisdiction of the United States, or between any such possession or place and any State or Territory of the United States or the District of Columbia or any foreign nation, or within the District of Columbia or any Territory or any insular possession or other place under the jurisdiction of the United States," (exclusive, however, of the Philippine Islands).

Fromulgated and issued by the Federal Trade Commission December 30, 1944.

[SEAL]

OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 44-19757; Filed, Dec. 29, 1944;  
11:24 a. m.]

## TITLE 29—LABOR

### Chapter V—Wage and Hour Division

#### PART 545—REGULATIONS RELATING TO HOME WORKERS IN THE NEEDLEWORK INDUSTRIES IN PUERTO RICO<sup>1</sup>

##### MISCELLANEOUS AMENDMENTS

The following amendments to regulations, Part 545 (regulations relating to home workers in the needlework industries in Puerto Rico) are hereby issued.

1. Section 545.1 is amended to read as follows:

§ 545.1 *Applicability.* The provisions of this part shall apply only to persons engaged in activities relating to home workers in the needlework industries in Puerto Rico as defined in Part 655 of this chapter.

2. Section 545.3 is amended to read as follows:

§ 545.3 *Filing of designs and notification of operations.* Every employer prior to the distribution of work to any home worker shall file with the Wage and Hour Division in Puerto Rico (a) a copy of each design, if any, and (b) a description of each operation, whether or not part of a design, to be performed by any home worker, together with the full Piece Rate Schedule designation, if any,<sup>2</sup> and the style numbers of the goods upon which such designs shall be made and operations shall be performed,<sup>3</sup> and the corresponding piece rates to be paid for each such operation.

<sup>1</sup>Originally issued November 26, 1940, 5 F.R. 4633, effective December 2, 1940; amended October 12, 1941, 6 F.R. 3634, 3635, and December 15, 1941, 6 F.R. 6103.

<sup>2</sup>For example, if "plain scallops" were to be made on articles in the "Infants' Wear Division," the full Piece Rate Schedule designation would be "Schedule A, III, 8, Col. 3."

<sup>3</sup>Thus, the design or description of the operation will be assigned a designation in addition to the description of the goods (style number) upon which the designs are to be made.

3. Section 545.8, footnote 6 (6 F.R. 3635) is amended to read as follows:

<sup>6</sup>See Part 655 for the applicable hourly rate for the different divisions and classifications of the needlework industries.

4. Section 545.11 is amended to read as follows:

§ 545.11 *Piece rates established in accordance with § 545.7.*

SCHEDULE A<sup>1</sup>

Operation	Cotton under- wear and infants' under- wear division		In- fants' wear division	Silk and rayon (ex- cept in- fants') under- wear divi- sion	Wearing ap- parel division		Unit of payment
	In- fants' silk and rayon under- wear	Cotton under- wear			Wom- en's blouses and dresses	Child- ren's wear	
	(1)	(2)	(3)	(4)	(5)	(6)	
Piece rates based on hourly rate of (cents)—							
	15	15	15	18	24	21	
<b>I. SEWING</b>							
1. Knitted loops, 1/4".....	1.87	1.68	1.87	2.21	3.00	3.00	Per dozen loops.
2. Knitted loops, 1" up to 1 1/2".....	3.16	2.84	3.16	3.79	5.05	5.05	Do.
3. Sewing of button, two to three stitches, using double thread.	1.66	1.76	1.66	2.35	3.13	3.13	Per dozen buttons.
4. Sewing of ribbon.....	2.05	1.85	2.05	2.46	3.20	3.20	Per dozen ribbons.
5. Pin tucks, up to 7" in length, stamped..	4.94	4.45	4.94	5.93	7.91	7.91	Per dozen tucks.
6. Tucks 1/4" to 1/2" wide, up to 6" in length, stamped.	4.69	4.22	4.69	5.63	7.61	7.61	Do.
7. Flat roll.....	4.55	4.09	4.55	5.46	7.27	7.27	Per yard.
8. Half roll.....	4.92	4.43	4.92	5.90	7.87	7.87	Do.
9. Basting for faggotting.....	1.36	1.22	1.36	1.63	2.17	2.17	Do.
10. Rolling armholes and reboques.....	7.67	6.90	7.67	9.20	12.26	12.26	Do.
11. Buttonholes, 3/8" long.....	6.47	5.82	6.47	7.76	10.34	10.34	Per dozen button- holes.
12. French seams, 9 to 12 stitches per inch. <sup>2</sup>	2.47	2.22	2.47	2.96	3.96	3.96	Per yard.
13. Ordinary running stitches on hems up to 1", 12 stitches per inch.	4.03	3.62	4.03	4.84	6.46	6.46	Do.
14. Overcasting seams.....	3.19	2.87	3.19	3.83	5.11	5.11	Do.
15. Flat fell seam <sup>2</sup> .....	5.86	5.27	5.86	7.03	9.37	9.37	Do.
16. Patches sewed on with single point ture.	9.96	-----	9.96	11.95	15.94	15.94	Per dozen inches.
17. Sewing of laces, ordinary running stitch.	3.93	-----	3.93	4.78	6.37	6.37	Per yard.
<b>II. FANCY EMBROIDERY</b>							
1. Rose-buds, four leaves.....	4.45	4.01	4.45	5.34	7.13	7.13	Per dozen buds.
2. Simple leaves.....	.56	.50	.56	.67	.90	.90	Per dozen leaves.
3. French knots, in groups.....	.62	.56	.62	.74	1.00	1.00	Per dozen knots.
4. Single hemstitching.....	9.77	8.80	9.77	11.72	15.62	15.62	Per yard.
5. Double hemstitching.....	18.60	16.74	18.60	22.32	29.76	29.76	Do.
6. Randa, Don Gonzalez.....	15.74	14.17	15.74	18.89	25.20	25.20	Do.
7. Smocking, 8 stitches per inch.....	0.97	0.88	0.97	1.16	1.56	1.56	Per 66 stitches.
8. Shellstitch, 4 to 5 stitches per inch.....	5.15	4.63	5.15	6.18	8.23	8.23	Per yard.
9. Faggotting, twisted lines.....	9.93	8.99	9.93	11.93	15.97	15.97	Do.
10. Faggotting, straight lines.....	20.89	18.80	20.89	25.07	33.43	33.43	Do.
11. Featherstitch cord.....	5.27	4.74	5.27	6.32	8.42	8.42	Do.
12. Shadow stitch, up to 3/8" wide.....	23.93	21.09	23.93	28.78	40.37	40.37	Do.
13. Point de Ture, double, 2 sides at one time, with emb. thread.	14.93	-----	14.93	17.92	23.89	23.89	Do.
14. Point de Ture, plain, with emb. thread..	8.75	7.87	8.75	10.50	13.99	13.99	Do.
15. Spiders, 8 legs.....	5.87	5.23	5.87	7.04	9.38	9.38	Per dozen spiders.
<b>III. SOLID EMBROIDERY</b>							
1. Solid cord on gores and embroidery.....	14.10	12.70	14.10	16.92	22.56	22.56	Per yard.
2. Sew on lace with solid cord stitch.....	12.76	11.47	12.76	15.30	20.40	20.40	Do.
3. Baby dots (2-3 stitches) in groups.....	1.25	1.13	1.25	1.50	1.99	1.99	Per dozen dots.
4. Dots, medium, 1/4" diam., average stitch.	1.93	1.79	1.93	2.33	3.17	3.17	Do.
5. Eyelets, 1/8" in diam. and smaller.....	3.35	3.01	3.35	4.01	5.35	5.35	Per dozen eyelets.
6. Solid leaves, 1/8" long, not fin. off.....	1.64	1.48	1.64	1.97	2.63	2.63	Per dozen leaves.
7. Solid leaves, 1/4" long, not fin. off.....	2.00	1.80	2.00	2.40	3.20	3.20	Do.
8. Plain scallops.....	15.10	13.53	15.10	18.12	24.16	24.16	Per yard.

<sup>1</sup>The piece rates apply only to "hand-sewing" operations. For descriptions of operations included under "hand-sewing," see definition in applicable section of wage order.

<sup>2</sup>First seam by machine.



HANDKERCHIEF AND HOUSEHOLD ART LINENS DIVISION—Continued  
SCHEDULE C—HANDKERCHIEFS—continued

Operation	Place rate	Unit of payment
HAND ROLLING ON LADIES' AND MEN'S HANDKERCHIEFS		
11. French roll on cotton, linen, silk, rayon or other synthetic fabric, 10 stitches or less per inch.	Cents 4.24	Per 48 inches.
12. French roll on cotton, linen, silk, rayon or other synthetic fabric, more than 10 stitches per inch.	5.00	Do.

NOTE: Place rates are based on hourly rate of 15 cents.

The place rates apply only to "hand-sewing" operations. For description of operations included under "hand-sewing," see definition in applicable section of wage order.

Original thread is drawn out, while at the same time a substitute thread is introduced.

WOVEN OR KNITTED FABRIC GLOVE AND LEATHER GLOVE DIVISIONS

SCHEDULE D

Operation	Unit of payment		
	Ladies' woven or knitted fabric gloves	Men's leather gloves	
	Ladies' leather gloves		
	Place rates based on hourly rate of—		
	18 cents	22 cents	
1. Regular stitch	Cents 0.15	Cents 0.24	Per inch of 5-6 stitches.
2. Buttoned stitch	0.15	0.24	Do.
3. Cribble stitch	0.15	0.24	Do.
4. Whip stitch	0.15	0.24	Do.
5. Buttoned stitch	0.15	0.24	Do.
6. Buttoned stitch	0.15	0.24	Do.
7. Buttoned stitch	0.15	0.24	Do.
8. Buttoned stitch	0.15	0.24	Do.
9. Buttoned stitch	0.15	0.24	Do.
10. Buttoned stitch	0.15	0.24	Do.
11. Buttoned stitch	0.15	0.24	Do.
12. Buttoned stitch	0.15	0.24	Do.

The place rates apply only to "hand-sewing" operations. For description of operations included under "hand-sewing," see definition in applicable section of wage order.

When facing has been sewn on by machine.

These amendments shall become effective January 1, 1945.

(Sec. 6 (a) (5), Pub. Res. 88, 70th Cong.; and sec. 11 (c), 52 Stat. 1060)

Signed at New York, New York, this 26th day of December 1944.

L. METCALFE WALSH,  
Administrator.

(E. R. Dec. 44-10713; Filed, Dec. 29, 1944; 4:37 p. m.)

TITLE 32—NATIONAL DEFENSE  
Chapter IX—War Production Board

Authority: Regulations in this chapter, unless otherwise noted at the end of docu-

ments affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 230 and 55 Stat. 177; D.O. 9024, 7 F.R. 839; D.O. 9040, 7 F.R. 837; E.O. 9125, 7 F.R. 3719; W.F.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

PART 903—DELEGATION OF AUTHORITY  
(Directive 20, as Amended Dec. 29, 1944)

FARM LUMBER

Pursuant to the authority vested in me by Executive Order No. 9024 of January 16, 1943, Executive Order No. 9125 of April 7, 1943, W.P.B. Regulation No. 1, as Amended December 31, 1943; and in order to facilitate an equitable distribution of lumber for essential agricultural needs it is hereby ordered:

§ 903.136 Directive 20. (a) Subject to the provisions of Order L-335 and para-

HANDKERCHIEF AND HOUSEHOLD ART LINENS DIVISION  
SCHEDULE D—ART LINENS

Operation	Place rate	Unit of payment
CRASH MATERIAL		
1. Folding and busting hem and edges	Cents 1.20	Per dozen quarter yards.
2. 17" x 39"	8.40	Per dozen scarfs.
3. 17" x 45"	10.08	Do.
4. 17" x 54"	11.70	Do.
Dollies		
5. 12" x 18"	3.00	Per dozen dollies.
6. 10" x 14"	3.00	Do.
7. 8" x 10"	3.00	Do.
Squares		
8. 39" x 39"	0.30	Per dozen squares.
9. 45" x 45"	12.30	Do.
10. 54" x 54"	16.60	Do.
Napkins		
11. 12" x 12"	3.72	Per dozen napkins.
12. 15" x 15"	3.72	Do.
13. 18" x 18"	3.72	Do.
Table cloths		
14. 54" x 72"	18.34	Per dozen table cloths.
15. 60" x 72"	2.83	Per dozen scarfs.
16. 60" x 72"	0.84	Per dozen squares.
17. 60" x 72"	0.84	Do.
18. 60" x 72"	0.84	Do.
19. 60" x 72"	0.84	Do.
20. 60" x 72"	0.84	Do.
21. 60" x 72"	0.84	Do.
22. 60" x 72"	0.84	Do.
Falties		
23. Rectangular shape	2.60	Per dozen inches.
24. Round or oval shape	3.53	Do.
25. Irregular outline (cutting of patches included)	3.72	Do.

## SCHEDULE C—HANDKERCHIEFS

Operation	Place rate	Unit of payment
ENTIRE, CORD HEMPHREY		
1. Simple lattice by hand, without head	Cents 10.50	Per dozen inches.
2. Simple lattice by hand, with head	15.60	Do.
3. Fancy lattice and hemphrey, by hand, with head	15.60	Do.
PASADAS 2 ON LADIES' AND MEN'S HANDKERCHIEFS		
All-round pasadas (entire thread drawn out from edge to edge)		
4. One row, 11" x 11" to 14" x 14", including linen up to 1000 count inclusive	3.00	Per dozen pasadas.
5. Same on linen 1200 count upward	4.20	Do.
6. One row, 15" x 15", linen up to 1000 count inclusive	6.10	Do.
7. Same on linen 1200 count upward	6.20	Do.
8. One row, 18" x 18", linen up to 1000 count inclusive	7.20	Do.
9. Same on linen 1200 count upward	7.30	Do.
Short pasadas (part of thread drawn out)		
10. Lines up to 7" long, including linen up to 1000 count inclusive	1.50	Per dozen pasadas.
11. For each row on linen over 1000 count, add 1/2 per dozen per count of line		
12. Lines over 7" long, linen up to 1000 count inclusive	2.70	Do.
13. For each row on linen over 1000 count add 1/2 per dozen per count of line		

graph (b) of this directive the War Food Administrator is authorized to issue rules and regulations governing the procedure that must be followed by farmers in getting lumber for their essential agricultural needs. In order to assure an equitable distribution of lumber among farmers, the War Food Administrator is authorized to establish quarterly geographic lumber quotas for farm requirements within the amount of lumber available for such purposes as determined from time to time by the War Production Board.

(b) The War Food Administrator may exercise the authority delegated in this directive subject to the following conditions:

(1) The War Food Administrator shall report periodically to the Program Vice Chairman on the exercising of the authority granted by this directive in accordance with written instructions of the Program Vice Chairman.

(2) Rules and regulations to be issued by the War Food Administrator pursuant to this directive shall be approved by the Program Vice Chairman.

(3) Nothing herein shall be construed to limit, or modify any order heretofore or hereafter issued by the War Production Board or to delegate to the War Food Administrator the power to extend, amend, or modify any such order.

(c) The War Food Administrator is authorized to assign farmers such preference ratings to get lumber as is determined by the Program Vice Chairman. Such ratings may be used by farmers to get lumber for (i) maintenance and repair of farm equipment; (ii) maintenance, repair and operation of farm buildings (other than dwellings); (iii) construction of farm buildings (other than dwellings) within the cost limits of paragraph (c) of Order L-41; and (iv) construction, maintenance and repair of farm buildings (including dwellings) where permitted under paragraph (d) of Order L-41.

(d) The War Food Administrator is authorized to inspect the books, records, and other writings of retail lumber dealers to determine their compliance with Order L-335 and with Priorities Regulation so far as it is necessary to carry out the authority delegated by this directive.

(e) The War Food Administrator may exercise the authority delegated in this directive through such officials of the War Food Administration, including the County Agricultural Conservation Committees, as he may determine.

(f) For the purposes of this directive:

(1) "Farmer" means a person who engages in farming as a business. It does not include a person who raises agricultural products entirely for his own use.

(2) "Retail lumber dealer" means any person engaged in the business of selling lumber to farmers or other consumers.

(g) [Deleted Dec. 29, 1944.]

Issued this 29th day of December 1944,

S. W. ANDERSON,  
Program Vice Chairman.

[F. R. Doc. 44-19774; Filed, Dec. 29, 1944;  
11:54 a. m.]

# PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 25, Direction 1 as Amended  
Dec. 29, 1944]

## WPB ORDERS COVERED BY PRIORITIES REGULATION 25

Production of products covered by the following WPB orders may be authorized under Priorities Regulation 25. The order should be referred to, since it may still restrict models and types that may be made or materials that may be used, or impose other limitations on the product; from these provisions the regulation will in most cases afford no relief.

If one of the following orders is amended to refer to Priorities Regulation 25, authorization under the regulation will affect the provisions of the order only to the extent provided in the amended order.

Until one of the following orders has been specifically amended to provide otherwise, authorizations granted under this regulation will give relief only from the provisions of the order which either prohibit manufacture entirely or restrict the amount of manufacture permitted. The authorization will not in any way relieve the person receiving it from any other restrictions of the order. For example, the following types of restrictions must still be complied with: Restrictions on the types of models which can be made, on the kind of materials which can be used, on the amount of materials which can be used in producing any unit of the article, on the end uses for which production is permitted, on deliveries of the product, on inventories, etc. Thus, with respect to an "L" order not amended to provide otherwise, which restricts both (1) the amount of material used in a plant's total production of an article and (2) the amount of material per unit manufactured, relief would be granted under this regulation from the first restriction but not from the second.

NOTE: List amended Dec. 29, 1944.

### Automotive Division

- L-80 Outboard Motors and Parts.
- L-158 Automotive Replacements Parts.
- L-180 Replacement Storage Batteries.
- L-253 Motor truck and trailer bodies ("Tank bodies" only).
- L-270 Automotive Maintenance Equipment.
- L-331 Motorcycles.

### Building Materials Division

- L-205 House Trailers and Expandable Mobile Houses.
- L-277 Electrical Wiring Devices and Heater Cord Sets.

### Consumers Durable Goods Division

- L-5-c Domestic Mechanical Refrigerators.
- L-6 Domestic Laundry Equipment.
- L-7-c Domestic Ice Refrigerators.
- L-13-a Metal Office and Industrial Furniture and Fixtures.
- L-18-b Domestic Vacuum Cleaners.
- L-21 Automatic Phonographs, Amusement and Gaming Machines.
- L-23-b Domestic Electric Ranges.
- L-27 Vending Machines: Merchandise.
- L-30-a Galvanized Ware and Nonmetal Coated Metal Articles.
- L-30-b Enameled Ware.
- L-30-d Miscellaneous Cooking Utensils and Other Articles.
- L-30-e Aluminum Cooking Utensils, Kitchenware, and Household Articles.
- L-33 Portable Electric Lamps and Shades.
- L-37-a Musical Instruments.
- L-49 Beds, Bed Springs, Mattresses, and Dual Sleeping Equipment.
- L-52 Bicycles and Bicycle Parts.
- L-62 Metal Household Furniture.

- L-64 Caskets, Shipping Cases, Burial Vaults.
  - L-65 Electrical Appliances.
  - L-65-a Electric Irons.
  - L-67 Lawn Mowers.
  - L-71 Dry Cell Batteries and Portable Electric Lights.
  - L-73 Office Supplies.
  - L-81 Toys and Games.
  - L-93 Golf Clubs.
  - L-98 Domestic Sewing Machines.
  - L-140-a Cutlery.
  - L-140-b Flatware and Hollow Ware.
  - L-176 Domestic and Commercial Electric Fans.
  - L-227-b Wood Cased Penolds and Pen Holders.
  - L-260a Furniture and Furniture Parts.
  - L-267 Photographic and Projection Equipment, Accessories, and Parts.
  - L-275 Alarm Clocks.
  - L-301 Powercycles.
- Farm Machinery Division*
- L-257 Farm Machinery and Equipment and Attachments and Repair Parts—except wheel-type tractors.
  - L-257a Farm Machinery—Exports (except wheel-type tractors).
- General Industrial Equipment Division*
- L-38 Industrial and Commercial Refrigerating and Air-Conditioning Machinery and Equipment.
  - L-89 Elevators and Escalators.
  - L-292 Food Processing Machinery.
  - L-311 Logging, Lumber and Woods Products Machinery and Equipment.
  - L-314 Lubrication Equipment.
- Government Division*
- L-55 Shotguns.
- Plumbing and Heating Division*
- L-23-c Domestic Cooking Appliances and Domestic Heating Stoves.
  - L-42 Plumbing and Heating Simplification.
  - L-74 Oil Burners.
  - L-75 Coal Stokers.
  - L-173 Floor and Wall Furnaces.
  - L-182 Commercial Cooking and Food and Plate Warming Equipment.
  - L-185 Water Heaters.
  - L-187 Cast Iron Boilers.
  - L-199 Plumbing and Heating Tanks.
  - L-248 Commercial Dishwashers.
- Printing and Publishing Division*
- L-188 Loose-Leaf Metal Parts and Units.
  - L-226 Printing and Publishing Machinery, Parts, and Supplies.
- Radio and Radar Division*
- L-151 Domestic Watthour Meters.
- Safety and Technical Equipment Division*
- L-39 Fire Protective, Signal and Alarm Equipment.
  - L-238 Sun Glasses.
  - L-259 Physical Therapy Equipment.
- Service Equipment Division*
- L-29 Metal Signs.
  - L-54-a Typewriters.
  - L-54-c Office Machinery.
  - L-91 Commercial Laundry Equipment, Dry Cleaning Equipment, and Tailor's Pressing Equipment.
  - L-190 Scales, Balances, and Weights.
  - L-222 Floor Machines, Rug-Scrubbing Machines, Industrial Vacuum Cleaners and Blowers for Cleaning Purposes.
  - L-325 85 mm Motion Picture Projection Equipment and Accessories.
- Textiles Bureau*
- L-68 Closures and Associated Items.
  - L-264 Luggage.



## Tools Division

- L-145a Anti Friction bearings.  
 L-201 Automotive Tire Chains, Tractor  
 Tire Chains and Chain Parts  
 L-237 Light Power Driven Tools.

## Communications Division

- U-3 Order Limiting the Manufacture of  
 Telephones

## Copper Division

- M-9-c-1 Copper and Copper Base Alloy Shoe  
 Findings  
 M-9-c-3 Copper (Bronze Powder)

Until one of the following orders is amended to refer to Priorities Regulation 25, an authorization granted under the regulation will permit the use of the material controlled by the order for the purpose authorized. Other restrictions such as those on delivery, inventory, etc., will not be affected. If such order is amended, the authorization will grant relief to the extent provided in the amendment.

Certain other orders of the War Production Board contain restrictions on the use of material controlled by the following orders. Whether or not the order listed below has been amended, these restrictions remain in effect and on authorization granted under Priorities Regulation 25 will not operate to waive any such restrictions unless the other order (usually an "L" order), or this or another Direction to Priorities Regulation 25 provides otherwise.

## Aluminum and Magnesium Division

- M-1-k Aluminum  
 M-2-c Magnesium

## Copper Division

- M-9-c Copper

## Miscellaneous Minerals Division

- M-146 Quartz crystals

## Steel Division

- M-126 Iron and Steel Conservation.

NOTE: Order M-38—Lead, deleted Jan. 1, 1945.

## Zinc Division

- M-11-b Zinc

Issued this 29th day of December 1944.

WAR PRODUCTION BOARD,  
 By J. JOSEPH WHELAN,  
 Recording Secretary.

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## PART 1293—HAND TOOLS SIMPLIFICATION

[Limitation Order L-157, Schedule VIII as  
 Amended Dec. 29, 1944]

## WOOD-BORING BITS

§ 1293.9 *Schedule VIII to Limitation Order L-157—(a) Definitions.* For the purposes of this order:

(1) "Producer" means any person who manufactures, forges or otherwise fabricates wood-boring bits.

(2) "Distributor" means any person who purchases wood-boring bits for resale.

(3) "Ultimate consumer" means any other purchaser of wood-boring bits.

(4) "Wood-boring bit" means any tool for boring wood.

(5) "Style" means a given combination of twist and cutting head, exclusive of point.

(b) *Simplified practices.* No producer may begin the manufacture or fabrication of any wood-boring bit which does not conform to the types, styles, sizes, dimensions, and grades set forth in Appendix A of this schedule. Notwithstanding this provision a producer may manufacture and fabricate non-conforming wood-boring bits to fill orders which were on his books before January 22, 1944. Non-conforming wood-boring bits may not be delivered or shipped by a producer after April 22, 1944.

(c) *Exemptions.* The following are exempt from the restrictions established by paragraph (b) of this schedule:

1. Adjustable countersinks.
2. Integral counterbore bits.
3. Machine center bits.
4. Plug cutters.
5. Screw driver bits.
6. Bung-boring bits.
7. Spike-boring machine bits.
8. Bits for hollow mortising chisels.
9. Bits requiring screw chanks and tapered shanks.
10. Handled gimlets.
11. Small fluted drills for spiral and other hand drills.
12. Wood-boring bits of the types described in Appendix A which are of diameters greater than the maximum diameters listed for the respective types; *Provided*, That they conform to the provisions of Appendix A as to finish. (This provision does not apply to *Expansive Bits*, Type 10, or to *Electricians' Bits*, Type 15a.)
13. Wood drills with points other than the point shown in Fig. 8.

(d) *Sets.* No producer shall make for his inventory and no distributor shall acquire for his inventory or shelf stock any sets of wood-boring bits. Any number of bits in excess of one which have been grouped for purposes of sale as a unit shall be deemed a set for the purposes of this paragraph. Nothing contained in this paragraph shall prohibit a producer from producing sets to fill a specific order placed directly or indirectly by an ultimate consumer, or a distributor from making up a set or sets to fill a specific order placed by an ultimate consumer.

Issued this 29th day of December 1944.

WAR PRODUCTION BOARD,  
 By J. JOSEPH WHELAN,  
 Recording Secretary.

<sup>1</sup>Fig. 1-9 filed as part of the original document.

## APPENDIX A

*Material.* Shall be of a good grade of steel which shall have a carbon content of not less than 0.45 percent.

*Style.* No type of wood-boring bit shall be made in any style other than those described herein, and no producer shall make any type in more styles than the number permitted herein.

*Grade.* No producer shall make any type and style of wood-boring bit in more than one grade.

*Finish.* All wood-boring bits shall be free from scale. Polishing shall be limited to that necessary to assure the proper functioning of the tool, and shall not be finer than that resulting from the use of a 60-grit emery wheel, dry, when good commercial polishing technique is employed. The round and square portions of hand bits, including expansive bits, shall not be polished. The groove or hollow of the flight of ship-twist bits shall not be polished, except that the groove of power driven chip-twist bits  $\frac{3}{8}$  inch or less in diameter may be polished. All bits may be given a protective coating of anti-corrosion compound.

*Type 1. Auger bits.*—May be made in both double twist, and solid center single twist. Bits shall be forged from a single piece of steel and shall have a square tapered bit stock chank, square point, two spurs and two extension lips so beveled as to form cutting edges (Fig. 1 and Fig. 2). These bits may also be made with a  $\frac{1}{2}$  inch round shank and auger bit sizes over  $\frac{1}{2}$  inch in diameter may have three flats or grooves to provide a firm grip for the chuck.

Size (bit diameter in 16ths of an inch)	Length		Minimum diameter of round of chank
	Maximum overall	Twist	
	Inches	Inches	Inches
4.....	7 $\frac{1}{2}$	3 $\frac{3}{4}$	1 $\frac{3}{4}$
5.....	7 $\frac{1}{2}$	3 $\frac{3}{4}$	1 $\frac{3}{4}$
6.....	7 $\frac{1}{2}$	4	1 $\frac{3}{4}$
7.....	8	4	1 $\frac{3}{4}$
8.....	8	4	1 $\frac{3}{4}$
9.....	8	4	1 $\frac{3}{4}$
10.....	8 $\frac{1}{2}$	4 $\frac{1}{2}$	1 $\frac{3}{4}$
11.....	8 $\frac{1}{2}$	4 $\frac{1}{2}$	1 $\frac{3}{4}$
12.....	8 $\frac{1}{2}$	4 $\frac{1}{2}$	1 $\frac{3}{4}$
13.....	8 $\frac{1}{2}$	4 $\frac{1}{2}$	1 $\frac{3}{4}$
14.....	8 $\frac{1}{2}$	4 $\frac{1}{2}$	1 $\frac{3}{4}$
15.....	8 $\frac{1}{2}$	4 $\frac{1}{2}$	1 $\frac{3}{4}$
16.....	8 $\frac{1}{2}$	4 $\frac{1}{2}$	1 $\frac{3}{4}$
17.....	9	4 $\frac{3}{4}$	1 $\frac{3}{4}$
18.....	9	4 $\frac{3}{4}$	1 $\frac{3}{4}$
19.....	9 $\frac{1}{2}$	5	1 $\frac{3}{4}$
20.....	9 $\frac{1}{2}$	5	1 $\frac{3}{4}$
21.....	9 $\frac{1}{2}$	5	1 $\frac{3}{4}$
22.....	9 $\frac{1}{2}$	5	1 $\frac{3}{4}$
23.....	9 $\frac{1}{2}$	5 $\frac{1}{2}$	1 $\frac{3}{4}$
24.....	9 $\frac{1}{2}$	5 $\frac{1}{2}$	1 $\frac{3}{4}$

*Telegraphs.*  
 Bit diameter plus 0.015 inch.  
 Length overall and length of twist: Plus or minus 10 percent.

*Type 2. Car bits.*—May be made single twist, double twist, or solid center single twist and shall have a square tapered bit stock chank and square point. Single twist bits may have an extension lip and a single spur on opposite sides of the point (Fig. 3), or have a cutting edge and a side lip located at right angles to the cutting edge (Fig. 4), while double twist and solid center single twist bits shall have two spurs and two extension lips so beveled as to form cutting edges (Fig. 1 and Fig. 2). No producer shall make car bits in more than two styles. Car bits shall be forged from a single piece of steel and may be made in over-all lengths of 12 and 18 inches, and only in the following sizes:

Size (bit diameter in 16ths of an inch)	Length <sup>1</sup>		Minimum diameter of round of shank
	Maximum over-all	Twist	
	Inches	Inches	Inch
6.....	12 and 18.....	8 and 12.....	15/64
7.....	12 and 18.....	8 and 12.....	17/64
8.....	12 and 18.....	8 and 12.....	19/64
9.....	12 and 18.....	8 and 12.....	21/64
10.....	12 and 18.....	8 and 12.....	23/64
11.....	12 and 18.....	8 and 12.....	25/64
12.....	12 and 18.....	8 and 12.....	27/64
13.....	12 and 18.....	8 and 12.....	29/64
14.....	12 and 18.....	8 and 12.....	31/64
15.....	12 and 18.....	8 and 12.....	33/64
16.....	12 and 18.....	8 and 12.....	35/64
17.....	12 and 18.....	8 and 12.....	37/64
18.....	12 and 18.....	8 and 12.....	39/64
20.....	12 and 18.....	8 and 12.....	43/64
22.....	12 and 18.....	8 and 12.....	47/64
24.....	12 and 18.....	8 and 12.....	51/64

## Tolerances:

Bit diameter: Plus 0.015 inch.  
Length overall: Plus or minus 1 inch.  
Length of twist: Plus or minus 1/2 inch.

<sup>1</sup> Bits 12 inches over-all shall have 8 inch twist. Bits 18 inches over-all shall have 12 inch twist.

**TYPE 3. Auger bits (machine except ship auger)**—May be made in both double twist and solid center single twist. Bits shall be forged from a single piece of steel, and shall have a round shank having a diameter of 1/2 inch and a length of 2 inches, which may be flattened on one side to a width of 3/8 inch and a length of 1 1/2 inches, screw or brad point, and two spurs and two extension lips so beveled as to form cutting edges (Fig. 1 and Fig. 2). Machine auger bits shall be made only in the following sizes:

Size (bit diameter in 16ths of an inch)	Maximum length of twist, in inches			
	4	6	8	12
3.....	4	6	8	12
4.....	4	6	8	12
5.....	4	6	8	12
6.....	4	6	8	12
7.....	4	6	8	12
8.....	4	6	8	12
9.....	4	6	8	12
10.....	4	6	8	12
11.....	4	6	8	12
12.....	4	6	8	12
13.....	4	6	8	12
14.....	4	6	8	12
15.....	4	6	8	12
16.....	4	6	8	12
18.....	6	8	12	12
20.....	6	8	12	12
22.....	6	8	12	12
24.....	6	8	12	12
26.....	6	8	12	12
28.....	6	8	12	12
30.....	6	8	12	12
32.....	6	8	12	12

## Tolerances:

Bit diameter: Plus 0.010 inch.  
Length over-all and length of twist: Minus 1/4 inch.

**TYPE 4. Ship augers (square shank)**—Shall be made single twist or solid center single twist and have a cutting edge, a side lip located at right angles to the cutting edge, and a straight square shank or nib, suitable for use with auger handle, single or double crank handle, or for welding to extension stem. Ship augers with square shank may be made only in the following sizes with and without screw point (Fig. 4 and Fig. 5).

Size (bit diameter in 16ths of an inch)	Length		Diameter of round of shank (minimum)	Size of square of shank
	Over-all	Twist		
	Inches	Inches	Inch	Inch
4.....	13	8	1/4	3/8
5.....	13	8	1/4	3/8
6.....	15	10	5/16	3/8
7.....	15	10	5/16	3/8
8.....	15	10	5/16	3/8
9.....	17	12	11/32	7/16
10.....	17	12	11/32	7/16
11.....	17	12	3/8	7/16
12.....	17	12	3/8	7/16
13.....	17	12	3/8	7/16
14.....	17	12	3/8	7/16
15.....	17	12	3/8	7/16
16.....	17	12	3/8	7/16
17.....	20	15	13/32	7/8
18.....	20	15	13/32	7/8
19.....	20	15	13/32	7/8
20.....	20	15	13/32	7/8
21.....	20	15	13/32	7/8
22.....	20	15	13/32	7/8
24.....	20	15	13/32	7/8
26.....	20	15	13/32	7/8
28.....	20	15	13/32	7/8
30.....	20	15	13/32	7/8
32.....	20	15	13/32	7/8

## Tolerances:

Bit diameter: Plus 0.015 inch.  
Length over all and length of twist: Plus or minus 1/2 inch.  
Square shank size: Plus or minus 1/32 inch.

**TYPE 5. Ship augers (machine or round shank)**—Shall be made single twist or solid center single twist have a cutting edge, a side lip located at right angles to the cutting edge, and a round shank having a diameter of 1/2 inch and a length of 2 to 2 1/2 inches, which may be flattened on one side to a width of 3/8 inch and a length of 1 1/2 inches. Ship augers with round shank shall be made only in the following sizes with and without screw point (Fig. 4 and Fig. 5).

Size (bit diameter in 16ths of an inch)	Maximum length of twist in inches			
	12	18	24	36
4.....	12	18	24	36
5.....	12	18	24	36
6.....	12	18	24	36
7.....	12	18	24	36
8.....	12	18	24	36
9.....	12	18	24	36
10.....	12	18	24	36
11.....	12	18	24	36
12.....	12	18	24	36
13.....	12	18	24	36
14.....	12	18	24	36
15.....	12	18	24	36
16.....	12	18	24	36
17.....	12	18	24	36
18.....	12	18	24	36
19.....	12	18	24	36
20.....	12	18	24	36
21.....	12	18	24	36
22.....	12	18	24	36
23.....	12	18	24	36
24.....	12	18	24	36
26.....	12	18	24	36
28.....	12	18	24	36
30.....	12	18	24	36
32.....	12	18	24	36

## Tolerances:

Bit diameter: Plus 0.015 inch.  
Length over-all and length of twist: Plus or minus 1/4 inch.

**TYPE 6. Ring augers**—Shall be made single twist, double twist, or solid center single

twist. Single twist bits shall have one cutting edge and a side lip located at right angles to the cutting edge (Fig. 4), while solid center and double twist bits shall have two cutting edges and two side lips located at right angles to the cutting edges (Fig. 6). All shall have screw points. The shank shall be fitted with a suitably designed ring or eye for reception of handle. Ring augers shall be made only in the following sizes:

Size (bit diameter in 16ths of an inch)	Length		Diameter of round of shank (minimum)
	Over-all	Twist	
	Inches	Inches	Inch
8.....	14 1/2	10	5/16
9.....	17 1/2	12	11/32
10.....	17 1/2	12	11/32
11.....	17 1/2	12	3/8
12.....	17 1/2	12	3/8
13.....	17 1/2	12	3/8
14.....	17 1/2	12	3/8
15.....	17 1/2	12	3/8
16.....	17 1/2	12	3/8
17.....	20	16	13/32
18.....	20	16	13/32
19.....	20	16	13/32
20.....	20	16	13/32
21.....	20	16	13/32
22.....	20	16	13/32
23.....	20	16	13/32
24.....	20	16	13/32
25.....	20	16	13/32
26.....	20	16	13/32
27.....	20	16	13/32
28.....	20	16	13/32
29.....	20	16	13/32
30.....	20	16	13/32
31.....	20	16	13/32
32.....	20	16	13/32

## Tolerances:

Bit diameter: Plus 0.016 inch.  
Length over-all and length of twist: Plus or minus 1/2 inch.

**TYPE 7. Plug bits (machine)**—Shall be made double twist with a cylindrical guide, axially located, and shall have two spurs and two extension lips so beveled as to form cutting edges (Fig. 7). The shank shall be round, with a diameter of 1/2 inch and a length of 2 inches, which may be flattened on one side to a width of 3/8 inch and a length of 1 1/2 inches. Plug bits shall be made only in the following sizes:

Size (bit diameter)	Length		Dimensions of guide
	Over-all	Twist	
	Inches	Inches	Inch
1 1/4.....	6	2	As desired.
1 1/2.....	6	2	Do.
1 3/4.....	6	2	Do.
2.....	6	2	Do.
2 1/4.....	6	2	Do.
2 1/2.....	6	2	Do.
2 3/4.....	6	2	Do.
3.....	6	2	Do.
3 1/4.....	6	2	Do.
3 1/2.....	6	2	Do.
3 3/4.....	6	2	Do.
4.....	6	2	Do.

## Tolerances:

Bit diameter: Plus 0.015 inch.  
Length overall and length of twist: Plus or minus 1/8 inch.

**TYPE 8. Plug bits, hand, with threaded guide.**—Shall be made double twist with a threaded cylindrical guide, axially located, and shall have two spurs and two extension lips so beveled as to form cutting edges (similar to Fig. 7) and a square tapered bit stock shank. They shall be made only in the sizes permitted for type 7 plug bits.

**TYPE 9. Plug bits, hand, with screw point.**—Shall be made double twist with a screw point in lieu of a cylindrical guide (similar to Fig. 7) and a square tapered bit stock shank.

They shall be made only in the sizes permitted for type 7 plug bits.

**TYPE 10. Expansive bits.**—May be made in plain, screw, or gear adjusting styles and shall have square tapered bit stock shanks. Two cutters shall be used to bore holes of any diameter within the capacity range of the bit, except that a third cutter may be made for use in the larger bit for boring holes up to four inches in diameter. Expansive bits shall be made only in accordance to the following requirements:

Size (expansive range) (minimum)	Over-all length (maximum)	Cutter spur height	Diameter of round (minimum)	Dimensions, square of shank			Cutting edge incl. - square of spur (minimum)
				Large end	Small end	Length	
Inches	Inches	Inches	Inches	Inches	Inches	Inches	Inches
5/8 or less to 1 1/2	7	1 1/4	5/16	5/16	3/32	1 1/4	3/16
3/4 to 3	8 1/2	3/16	3/16	3/16	3/32	1 3/8	3/16

#### Tolerances:

Height of cutter spur: Plus or minus 1/64 inch.  
Square of shank dimensions of large and small ends: Plus or minus 1/32 inch.  
Length of square of shank: Plus or minus 1/4 inch.  
Length over-all: Minus 1/2 inch.

**TYPE 11. Forstner bits (hand and machine).**—Shall be made only in the following sizes:

Size (diameter of cutting head)	Diameter of round (minimum)	Hand <sup>1</sup> length over-all	Machine <sup>2</sup> length over-all
Inches	Inches	Inches	Inches
1/4	7/32	6 1/2	5
5/16	7/32	6 3/4	5
3/8	7/32	6 3/4	5
7/16	7/32	6 3/4	5
1/2	7/32	6 3/4	5
5/8	7/32	6 3/4	5
3/4	7/32	6 3/4	5
7/8	7/32	6 3/4	5
1	7/32	6 3/4	5
1 1/8	7/32	6 3/4	5
1 1/4	7/32	6 3/4	5
1 1/2	7/32	6 3/4	5
1 3/4	7/32	6 3/4	5
2	7/32	6 3/4	5
2 1/4	7/32	6 3/4	5
2 1/2	7/32	6 3/4	5
2 3/4	7/32	6 3/4	5
3	7/32	6 3/4	5
3 1/4	7/32	6 3/4	5
3 1/2	7/32	6 3/4	5
3 3/4	7/32	6 3/4	5
4	7/32	6 3/4	5
4 1/4	7/32	6 3/4	5
4 1/2	7/32	6 3/4	5
4 3/4	7/32	6 3/4	5
5	7/32	6 3/4	5
5 1/4	7/32	6 3/4	5
5 1/2	7/32	6 3/4	5
5 3/4	7/32	6 3/4	5
6	7/32	6 3/4	5
6 1/4	7/32	6 3/4	5
6 1/2	7/32	6 3/4	5
6 3/4	7/32	6 3/4	5
7	7/32	6 3/4	5
7 1/4	7/32	6 3/4	5
7 1/2	7/32	6 3/4	5
7 3/4	7/32	6 3/4	5
8	7/32	6 3/4	5
8 1/4	7/32	6 3/4	5
8 1/2	7/32	6 3/4	5
8 3/4	7/32	6 3/4	5
9	7/32	6 3/4	5
9 1/4	7/32	6 3/4	5
9 1/2	7/32	6 3/4	5
9 3/4	7/32	6 3/4	5
10	7/32	6 3/4	5
10 1/4	7/32	6 3/4	5
10 1/2	7/32	6 3/4	5
10 3/4	7/32	6 3/4	5
11	7/32	6 3/4	5
11 1/4	7/32	6 3/4	5
11 1/2	7/32	6 3/4	5
11 3/4	7/32	6 3/4	5
12	7/32	6 3/4	5
12 1/4	7/32	6 3/4	5
12 1/2	7/32	6 3/4	5
12 3/4	7/32	6 3/4	5
13	7/32	6 3/4	5
13 1/4	7/32	6 3/4	5
13 1/2	7/32	6 3/4	5
13 3/4	7/32	6 3/4	5
14	7/32	6 3/4	5
14 1/4	7/32	6 3/4	5
14 1/2	7/32	6 3/4	5
14 3/4	7/32	6 3/4	5
15	7/32	6 3/4	5
15 1/4	7/32	6 3/4	5
15 1/2	7/32	6 3/4	5
15 3/4	7/32	6 3/4	5
16	7/32	6 3/4	5
16 1/4	7/32	6 3/4	5
16 1/2	7/32	6 3/4	5
16 3/4	7/32	6 3/4	5
17	7/32	6 3/4	5
17 1/4	7/32	6 3/4	5
17 1/2	7/32	6 3/4	5
17 3/4	7/32	6 3/4	5
18	7/32	6 3/4	5
18 1/4	7/32	6 3/4	5
18 1/2	7/32	6 3/4	5
18 3/4	7/32	6 3/4	5
19	7/32	6 3/4	5
19 1/4	7/32	6 3/4	5
19 1/2	7/32	6 3/4	5
19 3/4	7/32	6 3/4	5
20	7/32	6 3/4	5
20 1/4	7/32	6 3/4	5
20 1/2	7/32	6 3/4	5
20 3/4	7/32	6 3/4	5
21	7/32	6 3/4	5
21 1/4	7/32	6 3/4	5
21 1/2	7/32	6 3/4	5
21 3/4	7/32	6 3/4	5
22	7/32	6 3/4	5
22 1/4	7/32	6 3/4	5
22 1/2	7/32	6 3/4	5
22 3/4	7/32	6 3/4	5
23	7/32	6 3/4	5
23 1/4	7/32	6 3/4	5
23 1/2	7/32	6 3/4	5
23 3/4	7/32	6 3/4	5
24	7/32	6 3/4	5
24 1/4	7/32	6 3/4	5
24 1/2	7/32	6 3/4	5
24 3/4	7/32	6 3/4	5
25	7/32	6 3/4	5
25 1/4	7/32	6 3/4	5
25 1/2	7/32	6 3/4	5
25 3/4	7/32	6 3/4	5
26	7/32	6 3/4	5
26 1/4	7/32	6 3/4	5
26 1/2	7/32	6 3/4	5
26 3/4	7/32	6 3/4	5
27	7/32	6 3/4	5
27 1/4	7/32	6 3/4	5
27 1/2	7/32	6 3/4	5
27 3/4	7/32	6 3/4	5
28	7/32	6 3/4	5
28 1/4	7/32	6 3/4	5
28 1/2	7/32	6 3/4	5
28 3/4	7/32	6 3/4	5
29	7/32	6 3/4	5
29 1/4	7/32	6 3/4	5
29 1/2	7/32	6 3/4	5
29 3/4	7/32	6 3/4	5
30	7/32	6 3/4	5
30 1/4	7/32	6 3/4	5
30 1/2	7/32	6 3/4	5
30 3/4	7/32	6 3/4	5
31	7/32	6 3/4	5
31 1/4	7/32	6 3/4	5
31 1/2	7/32	6 3/4	5
31 3/4	7/32	6 3/4	5
32	7/32	6 3/4	5
32 1/4	7/32	6 3/4	5
32 1/2	7/32	6 3/4	5
32 3/4	7/32	6 3/4	5
33	7/32	6 3/4	5
33 1/4	7/32	6 3/4	5
33 1/2	7/32	6 3/4	5
33 3/4	7/32	6 3/4	5
34	7/32	6 3/4	5
34 1/4	7/32	6 3/4	5
34 1/2	7/32	6 3/4	5
34 3/4	7/32	6 3/4	5
35	7/32	6 3/4	5
35 1/4	7/32	6 3/4	5
35 1/2	7/32	6 3/4	5
35 3/4	7/32	6 3/4	5
36	7/32	6 3/4	5
36 1/4	7/32	6 3/4	5
36 1/2	7/32	6 3/4	5
36 3/4	7/32	6 3/4	5
37	7/32	6 3/4	5
37 1/4	7/32	6 3/4	5
37 1/2	7/32	6 3/4	5
37 3/4	7/32	6 3/4	5
38	7/32	6 3/4	5
38 1/4	7/32	6 3/4	5
38 1/2	7/32	6 3/4	5
38 3/4	7/32	6 3/4	5
39	7/32	6 3/4	5
39 1/4	7/32	6 3/4	5
39 1/2	7/32	6 3/4	5
39 3/4	7/32	6 3/4	5
40	7/32	6 3/4	5
40 1/4	7/32	6 3/4	5
40 1/2	7/32	6 3/4	5
40 3/4	7/32	6 3/4	5
41	7/32	6 3/4	5
41 1/4	7/32	6 3/4	5
41 1/2	7/32	6 3/4	5
41 3/4	7/32	6 3/4	5
42	7/32	6 3/4	5
42 1/4	7/32	6 3/4	5
42 1/2	7/32	6 3/4	5
42 3/4	7/32	6 3/4	5
43	7/32	6 3/4	5
43 1/4	7/32	6 3/4	5
43 1/2	7/32	6 3/4	5
43 3/4	7/32	6 3/4	5
44	7/32	6 3/4	5
44 1/4	7/32	6 3/4	5
44 1/2	7/32	6 3/4	5
44 3/4	7/32	6 3/4	5
45	7/32	6 3/4	5
45 1/4	7/32	6 3/4	5
45 1/2	7/32	6 3/4	5
45 3/4	7/32	6 3/4	5
46	7/32	6 3/4	5
46 1/4	7/32	6 3/4	5
46 1/2	7/32	6 3/4	5
46 3/4	7/32	6 3/4	5
47	7/32	6 3/4	5
47 1/4	7/32	6 3/4	5
47 1/2	7/32	6 3/4	5
47 3/4	7/32	6 3/4	5
48	7/32	6 3/4	5
48 1/4	7/32	6 3/4	5
48 1/2	7/32	6 3/4	5
48 3/4	7/32	6 3/4	5
49	7/32	6 3/4	5
49 1/4	7/32	6 3/4	5
49 1/2	7/32	6 3/4	5
49 3/4	7/32	6 3/4	5
50	7/32	6 3/4	5
50 1/4	7/32	6 3/4	5
50 1/2	7/32	6 3/4	5
50 3/4	7/32	6 3/4	5
51	7/32	6 3/4	5
51 1/4	7/32	6 3/4	5
51 1/2	7/32	6 3/4	5
51 3/4	7/32	6 3/4	5
52	7/32	6 3/4	5
52 1/4	7/32	6 3/4	5
52 1/2	7/32	6 3/4	5
52 3/4	7/32	6 3/4	5
53	7/32	6 3/4	5
53 1/4	7/32	6 3/4	5
53 1/2	7/32	6 3/4	5
53 3/4	7/32	6 3/4	5
54	7/32	6 3/4	5
54 1/4	7/32	6 3/4	5
54 1/2	7/32	6 3/4	5
54 3/4	7/32	6 3/4	5
55	7/32	6 3/4	5
55 1/4	7/32	6 3/4	5
55 1/2	7/32	6 3/4	5
55 3/4	7/32	6 3/4	5
56	7/32	6 3/4	5
56 1/4	7/32	6 3/4	5
56 1/2	7/32	6 3/4	5
56 3/4	7/32	6 3/4	5
57	7/32	6 3/4	5
57 1/4	7/32	6 3/4	5
57 1/2	7/32	6 3/4	5
57 3/4	7/32	6 3/4	5
58	7/32	6 3/4	5
58 1/4	7/32	6 3/4	5
58 1/2	7/32	6 3/4	5
58 3/4	7/32	6 3/4	5
59	7/32	6 3/4	5
59 1/4	7/32	6 3/4	5
59 1/2	7/32	6 3/4	5
59 3/4	7/32	6 3/4	5
60	7/32	6 3/4	5
60 1/4	7/32	6 3/4	5
60 1/2	7/32	6 3/4	5
60 3/4	7/32	6 3/4	5
61	7/32	6 3/4	5
61 1/4	7/32	6 3/4	5
61 1/2	7/32	6 3/4	5
61 3/4	7/32	6 3/4	5
62	7/32	6 3/4	5
62 1/4	7/32	6 3/4	5
62 1/2	7/32	6 3/4	5
62 3/4	7/32	6 3/4	5
63	7/32	6 3/4	5
63 1/4	7/32	6 3/4	5
63 1/2	7/32	6 3/4	5
63 3/4	7/32	6 3/4	5
64	7/32	6 3/4	5
64 1/4	7/32	6 3/4	5
64 1/2	7/32	6 3/4	5
64 3/4	7/32	6 3/4	5
65	7/32	6 3/4	5
65 1/4	7/32	6 3/4	5
65 1/2	7/32	6 3/4	5
65 3/4	7/32	6 3/4	5
66	7/32	6 3/4	5
66 1/4	7/32	6 3/4	5
66 1/2	7/32	6 3/4	5
66 3/4	7/32	6 3/4	5
67	7/32	6 3/4	5
67 1/4	7/32	6 3/4	5
67 1/2	7/32	6 3/4	5
67 3/4	7/32	6 3/4	5
68	7/32	6 3/4	5
68 1/4	7/32	6 3/4	5

Size (diameter of cutting head)	Diameter of round (minimum)	Length over-all
Inches	Inch	Inches
1 5/16	3/8	5 3/4
1 3/8	3/8	5 3/4
1 1/2	3/8	5 3/4
1 1/2	3/8	6
1 5/8	3/8	6
1 3/4	3/8	6
1 7/8	3/8	6
2	3/8	6
2 1/8	3/8	6
2 1/4	3/8	6
2 1/2	3/8	6
2 3/8	3/8	6
2 1/2	3/8	6
2 3/4	3/8	6
2 7/8	3/8	6
3	3/8	6

## Tolerances:

Diameter: Plus 0.015 inch.

Overall length: Plus or minus 3/8 inch.

**TYPE 20. Derrick augers.**—Shall be made double twist and solid center single twist. They shall have two cutting edges and two side lips located at right angles to the cutting edges (Fig. 6). Both shall have screw points. The shank shall be square and shall be threaded on the end to take a nut to hold a handle on the shank. Derrick augers shall be made only in the following sizes:

Size (bit diameter in 16ths of an inch)	Length		Square shank minimum
	Maximum over-all	Twist	
Inches	Inches	Inches	Inches
6	36	18 and 24	12 and 6.
7	36	18 and 24	12 and 6.
8	36	18 and 24	12 and 6.
9	36	18 and 24	12 and 6.
10	36	18 and 24	12 and 6.
11	36	18 and 24	12 and 6.
12	36	18 and 24	12 and 6.
13	36	18 and 24	12 and 6.
14	36	18 and 24	12 and 6.
15	36	18 and 24	12 and 6.
16	36	18 and 24	12 and 6.
17	36	18 and 24	12 and 6.
18	36	18 and 24	12 and 6.
19	36	18 and 24	12 and 6.
20	36	18 and 24	12 and 6.
21	36	18 and 24	12 and 6.
22	36	18 and 24	12 and 6.
23	36	18 and 24	12 and 6.
24	36	18 and 24	12 and 6.
25	36	18 and 24	12 and 6.
26	36	18 and 24	12 and 6.
27	36	18 and 24	12 and 6.
28	36	18 and 24	12 and 6.
29	36	18 and 24	12 and 6.
30	36	18 and 24	12 and 6.
32	36	18 and 24	12 and 6.
36	36	18 and 24	12 and 6.
40	36	18 and 24	12 and 6.

## Tolerances:

Bit diameter: Plus 0.015 inch.

Length: Plus or minus 0.5 inch.

**TYPE 21. Stump augers.**—Shall be made double twist or solid center single twist. They shall have two cutting edges and two side lips located at right angles to the cutting edges (Fig. 6). Both shall have screw points. They shall be made only with bit diameter of 1 3/4" in two styles only: (a) (6' integral crank type with 18" twist; (b) (4 1/2' T-handle type with 16" twist).

[F. R. Doc. 44-19773; Filed, Dec. 29, 1944; 11:54 a. m.]

# PART 3288—PLUMBING AND HEATING EQUIPMENT

[Limitation Order L-248 as Amended Dec. 29, 1944]

## COMMERCIAL DISHWASHERS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of ma-

terials used in the manufacture of commercial dishwashers for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3288.61 *General Limitation Order L-248*—(a) *Definitions.* For the purposes of this order:

(1) "Commercial dishwasher" means any new mechanical device designed for washing dishes, cutlery, glassware or kitchen utensils in establishments where food is prepared for consumption or sale on the premises. The term does not include dishwashers designed for domestic use.

(2) "Ultimate consumer" means any person who uses a commercial dishwasher for washing dishes, cutlery, glassware and kitchen utensils.

(3) [Deleted June 7, 1944]

(4) [Deleted June 7, 1944]

(5) "Copper base alloy" means any alloy metal in the composition of which the percentage of copper metal by weight equals or exceeds 40% of the total weight of the alloy. It shall include alloy metal produced from scrap.

(b) *Restrictions on production.* (1) No person shall produce any commercial dishwashing equipment except:

(i) For delivery to or for the account of the Army, Navy, Maritime Commission, Veterans Administration, or War Shipping Administration; or

(ii) As authorized by the War Production Board on Form GA-1850.

(2) The restrictions of paragraph (b) (1) do not apply to the production of repair and replacement parts. However, no person shall produce repair or replacement parts in excess of the quantity required to maintain a minimum practicable working inventory.

(3) A person wishing to produce commercial dishwashing equipment which will not be delivered to or for the account of the Army, Navy, Maritime Commission, Veterans Administration, or War Shipping Administration, should apply for authorization by letter addressed to the War Production Board, Plumbing and Heating Division, Washington 25, D. C., Ref: L-248. This letter should give all pertinent information with respect to proposed production. Before sending this letter, the applicant should consult his War Production Board Field Office regarding the necessity for submitting Form WPB-3820. Where the applicant will need controlled materials in order to produce the equipment, the letter requesting authorization should be accompanied by application on Form CMP-4B for the controlled materials.

(4) Authorization will be granted on the basis of the applicant's proposed use of labor, possibility of interference with war production, and the facilities available for this production. Production will not be authorized where the applicant's proposed use of labor will interfere with local or inter-regional recruitment of labor. Applications from persons who

have not previously been engaged in the production of commercial dishwashers will be accepted and processed on the same basis as all other applications.

(c) *Restrictions on delivery.* No manufacturer, distributor, or dealer may deliver or accept delivery of new commercial dishwashers except as follows:

(1) To fill orders of or for ultimate delivery to the Army, Navy, Maritime Commission, Veterans Administration, or War Shipping Administration, or to any agency of the United States Government placing orders for equipment to be delivered to, or for the account of, any other country under the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States" (Lend-Lease Act), or to fill orders authorized by the Maritime Commission on Form WPB-646.

(2) For approved installation in a building or project authorized by any order of the P-19 series on Form CMPL-224 or Form GA-1456, or in the P-55 series on Form WPB-2896.

(3) As approved by the War Production Board on Form WPB-1319. The ultimate consumer should apply to the Plumbing and Heating Division, War Production Board, Washington 25, D. C., on this form, describing the equipment to be delivered. The War Production Board will return a copy to him with its approval or denial of the application indicated. If approval is granted, the ultimate consumer may certify by endorsement on his purchase order in the standard form prescribed in Priorities Regulation 7, adding the serial number of authorization on Form WPB-1319 he has received, or, if he prefers, he may certify as follows:

The War Production Board has authorized me to accept delivery on this order, under the terms of Order L-248 (and L-182) with which I am familiar. Delivery approved on Form WPB-1319, serial number \_\_\_\_\_

(Consumer)

A dealer or distributor receiving an order so certified may obtain delivery of equipment to fill the order if he endorses a similar certificate unless he knows or has reason to believe it to be false. A dealer or distributor who wants to buy for inventory must also apply on Form WPB-1319, filed with the Plumbing and Heating Division, War Production Board, Washington 25, D. C., indicating the manufacturer of the product he wishes to buy. If his application is approved, the procedure to be followed is the same as set forth above with respect to consumers' applications except that he may buy only the product of the manufacturer indicated.

(4) [Deleted Dec. 29, 1944]

<sup>1</sup>Under Interpretation 1 to the preceding version of this order, material for Army Pre-Flight training schools, to be owned privately and not by the Army, could not be delivered without War Production Board approval. This is still true.

(5) A dealer or distributor may make delivery to another dealer or distributor or to a manufacturer.

(d) *Delivery of repair and replacement parts.* Nothing in this order shall prevent the delivery of repair or replacement parts for commercial dishwashers.

(e) *Simplified practices.* No person shall manufacture, fabricate or assemble any commercial dishwashers except in accordance with the specifications and practices given below in this paragraph. No person shall manufacture, fabricate or assemble any other type of commercial dishwasher except in accordance with the specifications and practices given below in this paragraph. However, this paragraph does not revoke or modify the terms of any appeal granted under this order.

(1)

NOTE: Table amended Dec. 29, 1944.

Minimum Capacity (dishes or glasses per hour)	Maximum content ex- clusive of motor, switches and wiring (pounds)		Maximum motor size (h. p.)
	Iron and steel	Copperbase alloy	
Dishwashers:			
500.....	275	12	1/2
1,000.....	500	18	3/4
3,000.....	100	22	2
5,000.....	1,150	35	3
Glasswasher: 2,000.....	280	20	1/4

(2) Body (hood and tanks) shall be manufactured of not heavier than 14 gauge black iron or 14 gauge galvanized iron.

(3) No thermostatic controls shall be used.

(4) Spray pipes, feed pipes, and other piping shall be galvanized iron.

(5) To the extent that copper base alloy castings are permitted by this order, the alloy shall be of a type and grade in the production of which the use of refined copper or refined tin is not necessary.

(6) No metal other than iron, steel, aluminum, magnesium or copper base alloy shall be used, except zinc for coating or spraying, and metal necessary for assembling or installing.

(f) *Exceptions from simplified practices.* None of the restrictions in paragraph (e) shall apply to commercial dishwashers manufactured to specifications of the Army, Navy, Maritime Commission or War Shipping Administration of the United States for use on ships.

(g) *Reports.* Every manufacturer of any commercial dishwashers who has an inventory of such equipment, either new or used, shall execute and file with the War Production Board on or before the 10th day of each calendar quarter a report on Form WPB-1509 (formerly PD-638), which may be obtained from the nearest field office of the War Production Board. Reports under this order and Order L-182 may be made on a single Form WPB-1509. The Bureau of the Budget has approved the reporting re-

quirements of this order in accordance with the Federal Reports Act of 1942.

(h) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable provisions of all the regulations of the War Production Board, as amended from time to time.

(i) *Applicability of other orders.* Insofar as any other order issued, or to be issued hereafter, limits the production or delivery of commercial dishwashers to a greater extent than the limits imposed by this order, the restrictions in such other order shall govern unless otherwise specified therein.

(j) *Exceptions and appeals—(1) Production under Priorities Regulation 25.* Any person who wants to manufacture, fabricate or assemble more commercial dishwashers than he has been authorized to make on Form GA-1850 (including a person who has no authorization) may apply for permission to do so as explained in Priorities Regulation 25. He may still, of course, apply for authorization under paragraph (b) (3) if he desires.

(2) *Appeals.* Any appeal from the provisions of this order other than the quota restrictions of paragraph (b) should be filed on Form WPB-1477 with the Field Office of the War Production Board for the district in which is located the plant or branch of the appellant to which the appeal relates. No appeal should be filed from the quota restrictions of paragraph (b).

(k) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to the War Production Board, Plumbing and Heating Division, Washington (25), D. C., Ref: L-248.

(l) *Violations.* Any person who willfully violates any provision of this order or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment or both. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing and using, materials under priority control and may be deprived of priorities assistance.

(m) [Deleted Aug. 29, 1944.]

Issued this 29th day of December 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-19770; Filed, Dec. 23, 1944;  
11:54 a. m.]

#### PART 3230—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-323B, Supp X to  
Schedule A]

The following Supplement X to Schedule A is issued pursuant to Conservation Order M-323B, (§ 3230.120a):

#### KNIT GOODS PROGRAM No. 6

Item No.	Items	Sizes	Yarns
1	Hosiery:		
2	Infants' long ribbed hosiery.....	3 to 2 1/2	Cotton.
3	Infants' half socks.....	4 to 6 1/2	Do.
4	Infants' anklets.....	4 to 6 1/2	Do.
5	Boys' half socks—Boys' crew socks.....	7 to 11 1/2	Do.
6	Boys' golf hose.....	7 to 11 1/2	Do.
7	Children's "s and "s hose.....	6 to 10 1/2	Do.
8	Men's work socks.....	12 to 14 1/2	Do.
9	Underwear:		
10	Boys' knitted briefs and shorts.....	6 to 16	Do.
11	Children's heavy weight union suits.....	2 to 16	Do.
12	Children's waist suits.....	2 to 12	Do.
13	Children's vests and pants.....	2 to 16	Do.
14	Children's and infants' undershirts and pants.....	0 to 12	Do.
15	Infants' shirts, wrappers and bands.....	0 to 6	Do.
16	Infants' pants.....	1 to 6	Do.
17	Outerwear:		
18	Boys' and girls' sweaters.....	Ages 2 to 14	Worsted, or worsted and cotton.
19	Boys' and girls' sweaters.....	Ages 6 to 14	Do.
20	Infants' crew necks.....	6, 12, 18 in. collar	Cotton.
21	Boys' and girls' knit suits.....	Ages 2 to 14	Do.
22	Infants' knit headwear.....		Worsted, or worsted and cotton.
23	Children's caps, teques, helmets.....		Do.
24	Infants' and children's mittens.....		Do.
25	Scramblers fingered.....		Do.
26	Cut and sewed.....		Do.

Application FORM WPB-3752.  
Filing date January 10, 1945.

These items are required to be produced during January, February and March, 1945.

Priorities assistance will be given only for the yarn specified above with respect to each item. Assistance on cotton yarn will be limited to counts of 14/1 and finer. Assistance on worsted yarn will be limited to yarns spun on the Bradford system.

Where necessary, additional priorities assistance may be given for the procurement of cambric, cateen, twill, jean cloth and similar cotton broad woven fabrics customarily used for facings, bindings and stays, in quantities necessary for the number of garments to be produced under this program.

Applicants should base their estimated production on their present labor and machinery.

Except as provided in the next paragraph, each applicant whose application is granted is required to produce a portion of his total production of each item for sale at each of the prices (or any increased prices subsequently granted by the OPA for items of the same specifications) at which he sold such item in the first calendar quarter of 1943 (base period); and the proportion of his production of each item for sale at each such price to his entire production of the item (under the program) shall be the same as the proportion of his production of the item for sale at each such price was to his total production of the item in the base period. All items produced from materials obtained with a rating assigned under this program shall meet the same specifications (including quality and workmanship) used by the applicant in producing the item sold at the same or nearest higher price during the base period. The whole or part of a quota of any item to be sold at a base period price may be shifted from a higher to a lower price, but not from a lower to a higher price. "Price" means the manufacturer's sale price for an item.

Each applicant who did not produce during the base period the item for which he makes application, or who cannot produce such item in accordance with the provisions of the above paragraph, shall file with the WPB the specifications of the item he proposes to manufacture and, if required by the WPB, a sample. If his application is granted, the applicant must meet the specifications filed. Those specifications shall include but not be limited to specifications as to kind and size of yarn, courses and wales, number of stitches per inch, size, measurements and the prices at which he proposes to sell each such item. Authorization to produce under this paragraph will be given only with the condition that production may not begin until evidence is furnished to the War Production Board that the applicant has obtained any new price ceilings required by OPA regulations.

Additional rules applicable to granting assistance are:

(1) Applications of any person able to produce the particular items in this program will be entertained.

(2) If the applications exceed the quantity of production of a particular item required under this program, grants of priorities assistance will be proportionate to the production of the item by the applicant in the first calendar quarter of 1944. However, any person who did not produce the item in the first quarter of 1944 and who wants to make it or whose facilities for the production of the item have increased since the first quarter of 1944 and who wants to increase the production of the item, may apply for priorities assistance under the program, and shall accompany his application with a letter stating the facilities, or increased facilities he has for this purpose. Where the facilities or increased facilities are available because of a change from the production of other items, he must state whether production will be reduced on any other items and specify the items. Such applications will be granted on an equitable basis in view of the grants to other persons making these items.

(3) Paragraph (d) (1) and (d) (2) of Conservation Order M-328B do not apply to this program.

(4) Applications which are not completely and accurately filled-out may be denied.

Issued this 29th day of December 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-19772; Filed, Dec. 29, 1944;  
11:54 a. m.]

## PART 3292—AUTOMOTIVE VEHICLES, PARTS AND EQUIPMENT

[Limitation Order L-1-e, Direction 2]

### CARRY-OVER OF UNFINISHED 1944 COMMERCIAL TRAILER PRODUCTION

The following directive is issued pursuant to Limitation Order L-1-e:

Pursuant to paragraph (b) of Limitation Order L-1-e, as amended January 4, 1944, authorizations for the production of truck trailers prior to January 1, 1945 was issued by the War Production Board to trailer producers. Certain trailer producers will not be able to complete the production of the trailers they have been authorized to make prior to January 1, 1945. In some cases producers will have on hand substantially all the materials and components required to complete the vehicles authorized, and where this condition exists production may be authorized as explained in this direction.

1. All authorizations for the production of trailers during the year 1943, which authorizations were subsequently carried over into 1944, covering all types of commercial truck trailers, shall become invalid on January 1, 1945. Likewise, all authorizations for the production of trailers during 1944 will become invalid on January 1, 1945.

2. However, when specifically authorized by the War Production Board producers may produce any trailers authorized for production in 1944 for which the producer has in inventory as of December 31, 1944, all the materials and components required, except wheels and tires. Such authorizations will provide that production must be completed prior to February 15, 1945.

3. Any trailer producer may apply in writing to the Automotive Division, War Production Board, Washington 25, D. C., Attention Trailer Branch, on or before January 6, 1945, for authorization, stating the number of trailers previously authorized for 1944 production which he will be unable to produce prior to January 1, 1945, and for which he has on hand as of December 31, 1944, all the materials and components, except wheels and tires, necessary to complete the production of the number of trailers specified.

Issued this 28th day of December 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-19709; Filed, Dec. 28, 1944;  
4:28 p. m.]

## Chapter XI—Office of Price Administration

### PART 1340—FUEL

[MPR 120,<sup>1</sup> Amdt. 124]

#### BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Maximum Price Regulation No. 120 is amended in the following respects:

1. In § 1340.221 (b) (2), Truck Price Group No. 17B-1 and the following maximum prices for the respective size groups are added to the table of prices and size group numbers:

Truck price group Nos. <sup>1</sup>	Prices and size group numbers														
	7	1	2-3	4-5	6	8	9-12, incl.	13-14	15	16	17-20, incl.	21, 22, 23	23-24	25	26, 27
B-1.....	285	320	320	305	295	265	265	235	170	.....	275	275	215	225	250

2. In § 1340.221 (b) (2), the footnote under the table of prices and size group numbers is amended to read as follows:

<sup>1</sup>A and A-1—Underground truck mines without a rail siding or connection, or underground mines loading coal entirely by hand without the aid of any mechanical means such as loading machines or conveyors inside the mines; B—All other mines, except mines in Truck Price Group No. 17 B-1 which shall include and apply to Mine Index Nos. 4, 50, 94, 182, 1162, 1558, 1561, 2002, 2003 and 2015.

This amendment shall become effective January 2, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of December 1944.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 44-19723; Filed, Dec. 28, 1944;  
4:52 p. m.]

### PART 1386—SOAP AND GLYCERINE

[MPR 391,<sup>2</sup> Amdt. 4]

#### HOUSEHOLD SOAPS AND CLEANSERS SOLD BY MANUFACTURERS AND CERTAIN WHOLESALESALES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Maximum Price Regulation 391 is amended in the following respects:

1. The table of contents is amended by adding a new article and sections thereunder as follows:

#### ARTICLE IV—NEW OR CHANGED PRODUCTS

12. What this article prohibits.
13. Applications for permission to sell a new or changed product.

\*Copies may be obtained from the Office of Price Administration.

<sup>1</sup>9 F.R. 5042, 5375, 5587, 5826, 5915, 6433, 6433, 6451, 7261, 7574, 7602, 7602, 8047, 8813, 9052, 9279, 9260, 9281, 9512, 9829, 10047, 10039, 10194, 10493, 10497, 11063, 11063, 11063, 1176, 11759, 11957, 12450, 13056.

<sup>2</sup>9 F.R. 7070.



14. Action by the Administrator.  
15. Applicability of this article.  
16. Form of application.

2. The first sentence of section 3 (b) (1) is amended to read as follows:

(1) All sales of household soaps and cleansers by the manufacturer thereof except sales to any agency of the United States of a household soap or cleanser which is not packaged and distributed by the manufacturer for household use.

3. Section 4 (a) is amended by adding a new subparagraph (3) to read as follows:

(3) Sales by a manufacturer to any agency of the United States unless such sale is of a household soap or cleanser, packaged and distributed by the manufacturer for household use.

4. Section 5 (f) (1), (2) and (3) is amended to read as follows:

(1) The highest price (not exceeding the legal maximum) which the manufacturer charged for such commodity delivered by him to a purchaser of the same class during January 1943 or June 1944, or

(2) If the manufacturer made no delivery of such commodity during January 1943 or June 1944, his highest offering price (not exceeding the legal maximum) for delivery during either month to a purchaser of the same class.

(3) If the manufacturer did not deliver or offer to deliver such commodity to a purchaser of the same class, during January 1943 or June 1944, the maximum price shall be the manufacturer's maximum price as determined under section 13 or 15 of this regulation, whichever is applicable.

5. Section 6 (f) is amended by adding "(1)" immediately after the heading "Instructions" and before the first sentence of that paragraph.

6. A new subparagraph designated "(2)" is added to section 6 (f) to read as follows:

(2) When a wholesaler purchases any of the products listed in the table above on a pool-car basis and incurs an additional expense of transportation from the pick-up point to his usual receiving point, such wholesaler, on sales to retail food stores, may increase the maximum selling price of the product by a sum equal to the additional transportation expense, not to exceed the difference between the manufacturer's maximum carload price and the manufacturer's maximum less-than-carload price for the quantity purchased. (For example, if the pool-car cost per case to the wholesaler is \$5.00 and it costs him 10¢ per case to have it brought from the unloading point to his usual receiving point, he may add 10¢ per case to the maximum selling price as listed above, provided the manufacturer's delivered price for such 1 c. l. quantity is not less than \$5.10 per case.)

7. The introductory portion of section 6 (i) (1) is amended to read as follows:

(1) Unless a specific maximum price or pricing method has been established

by the Administrator under section 14 of this regulation, the maximum price for a sale of an unbranded or bulk household soap or cleanser shall be:

8. Sec. 6 (i) (2) is amended to read as follows:

(2) Unless a specific maximum price or pricing method has been established by the Administrator under section 14 of this regulation, the maximum price for a brand of household soap or cleanser (other than "bulk" household soap or cleanser) not listed in the table above shall be at the seller's option either:

(i) The seller's maximum price as determined under the General Maximum Price Regulation, or

(ii) The seller's actual cost multiplied by the appropriate mark-up factor in subparagraph (i) above.

Option (i) above shall be inapplicable to household soaps or cleansers not sold at any time between March 1, 1942 and December 28, 1944.

9. Section 11 (a) is amended by inserting the following additional definitions:

"Differ in weight" means a difference in marked weight in the case of packaged soaps or cleansers which have a marked weight or in packaged weight in the case of packaged soaps or cleansers which have no marked weight or in cut weight in the case of bar soaps or cleansers.

(1) "Marked weight" means the net weight of the contents thereof as marked on a package of soap or cleanser which is not in bar form.

(2) "Packed weight" means the net weight of the contents of a package of soap or cleanser not in bar form immediately after packaging.

(3) "Cut weight" means the weight of a bar of soap or cleanser immediately after being cut, formed or stamped into bars.

"Differ in quality" means:

(1) A difference in serviceability per unit weight in the use for which the soap or cleanser is customarily intended, or

(2) A difference in the percentage of anhydrous soap contained.

"Improve in quality" means:

(1) An increase in the percentage of anhydrous soap contained, or

(2) An increase in the serviceability per unit weight in the use for which the soap or cleanser is customarily intended.

"Market area" means the geographical area in which a manufacturer has delivered or offered for current delivery a particular household soap or cleanser during the thirty day period ending July 17, 1942.

"Purchaser of the same class" refers to the practice adopted by the seller in setting different prices for commodities for sales to different purchasers or kinds of purchasers (for example, wholesalers, retailers, institutions, government agencies, individual consumers) or for purchasers located in different areas or for different quantities or grades or under different conditions of sale.

10. A new article, designated Article IV, is added to this regulation, immedi-

ately following section 11 of Article III to read as follows:

#### ARTICLE IV—NEW OR CHANGED PRODUCTS

SEC. 12. *What this article prohibits.* Except as provided below, no manufacturer of a household soap or cleanser, regardless of the terms of any contract, lease or other obligation, may sell, offer to sell, or deliver to any person a new or changed household soap or cleanser. A new or changed household soap or cleanser is:

(a) A household soap or cleanser which differs in weight or quality from any household soap or cleanser delivered or offered for current delivery by such manufacturer in the market area where such person is located during the thirty day period ending July 17, 1942, or

(b) A household soap or cleanser not delivered or offered for current delivery by such manufacturer in the market area where such person is located during the thirty day period ending July 17, 1942, or

(c) A household soap or cleanser which differs in weight or quality from one having the same brand name which was delivered or offered for current delivery by such manufacturer in the market area where such person is located during the thirty day period ending July 17, 1942.

SEC. 13. *Applications for permission to sell a new or changed product.* (a) Any manufacturer seeking to sell, offer to sell or deliver a household soap or cleanser whose sale and delivery is prohibited by section 12 above, shall prior to any such sale, offer to sell, or delivery, file an application with the Office of Price Administration, Washington, D. C., for approval of a proposed maximum price for the commodity. This application shall contain all facts regarding the commodity to be priced which are required by the form set forth in section 16 (that form may be used if desired).

(b) A commodity for which the approval of a maximum price is required under this section 13 may not be sold or offered for sale or delivered until a price has been approved by the Office of Price Administration.

SEC. 14. *Action by the Administrator.* (a) If the Administrator finds that the sale of the new or changed household soap or cleanser by the manufacturer as well as by any reseller thereof would not lead to manipulative practices which would defeat or impair the purposes of the Emergency Price Control Act of 1942, as amended, nor lead to evasions of applicable price regulations, he may authorize the sale, offer to sell, and delivery of such new or changed household soap or cleanser and will, either in connection therewith or otherwise, establish maximum prices which are in line with the level of maximum prices otherwise established by this regulation.

(b) The Administrator may, at any time, approve, disapprove, or revise maximum prices proposed or established under this section so as to bring them into line with the level of maximum prices otherwise established by this regulation, and may, by order, establish maxi-

maximum prices or pricing methods for the resale of any new or changed household soap or cleanser.

(c) Manufacturers of new or changed products to whom permission to sell or deliver such products has been given by the Administrator pursuant to the provisions of this section, may at any time be required to submit reports, records, and accounts to the National Office of the Office of Price Administration, Washington, D. C., subject to the approval of the Budget Bureau in accordance with the Federal Reports Act of 1942.

#### SEC. 15. *Applicability of this article.*

(a) Section 12 of this regulation shall not be applicable to sales of a new or changed household soap or cleanser where:

(1) The buyer is an agency of the United States, or

(2) The sale is of bulk soap or bulk cleanser, or

(3) The sale is of a completely soap-less detergent, or

(4) The sale is of a cleanser or washing powder having an anhydrous soap content of 20 per cent or less, and the cleanser or washing powder had been delivered or offered for current delivery in any market area in the United States during the thirty day period ending July 17, 1942, or

(5) The sale involves a household soap or cleanser as to which an exception has been granted under Commodity Practices Regulation No. 1.

(b) The manufacturer's maximum price for a new or changed household soap or cleanser included in paragraph (a) of this section shall be the maximum price as determined under the General Maximum Price Regulation, or the price, if any, established in connection with an exception under Commodity Practices Regulation No. 1.

(c) Section 12 of this regulation shall not be applicable to sales of a changed household soap or cleanser where the changed product is improved in quality or increased in weight over the product delivered or offered for current delivery during the thirty day period ending July 17, 1942, provided no increase in the maximum price of the commodity is proposed.

#### SEC. 16. *Form of application.*

OPA Form No. 692-2132

Budget Bureau No. 08-R1217  
Approval Expires 6/30/45

Application for maximum price of new or changed household soap or cleanser.

Under provisions of section 13 of MPR 391

Name of Company\_\_\_\_\_

Address—Street\_\_\_\_\_

City—State\_\_\_\_\_

Submitted by\_\_\_\_\_

Title\_\_\_\_\_ Date of application\_\_\_\_\_

*Instructions:* If your product was sold during the base period in a certain market area, and you now propose to market it in a new area, complete Part A of this form.

If your proposed product was not sold in any market area during the base period, or

differs in weight or quality from one sold by you in any market area during the same base period, complete Parts A and B of this form.

By the base period is meant the 30-day period ending July 17, 1942.

By classification is meant one of the following:

- (1) Bar or cake toilet soaps.
- (2) Bar laundry soaps.
- (3) Package soaps.
- (4) Washing powders.
- (5) Cleansers and scouring powders.

#### Part A:

1. Brand name of product

2. Size, weight and classification of product (including anhydrous soap content)

3. Market area of sales in base period (if you sold the same product then) and maximum price

4. Classes of buyers of resellers of product

5. Proposed market area of sales

6. Name, sizes, weights and prices (including anhydrous soap content) of all other soap products of the same classification as the product you propose to market which you now offer for sale in the proposed market area.

#### Part B:

1. Raw material cost of new product.

Name of material (list)	Grade	Current cost per pound	Quantity used per case of units	Current cost per case of units

2. Packing material cost per case

3. Direct labor cost per case

4. Other factory expenses (includes only such items as power, depreciation, rent, plant maintenance and repair, etc. State on what basis you have computed these overhead costs. Do not include selling and administrative expenses)

5. Total factory cost (Items 1, 2, 3, 4)

6. Estimated production per month (number of cases)

7. Proposed maximum manufacturing price (before cash discount)

Carload

L. C. L.

This amendment shall become effective January 2, 1945.

NOTE: All record keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Acts of 1942.

Issued this 28th day of December 1944.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 44-19724; Filed, Dec. 28, 1944; 4:52 p. m.]

#### PART 1305—ADMINISTRATION

[Supp. Order 101]

#### RENTALS OF COMMODITIES BY THE RECONSTRUCTION FINANCE CORPORATION AND ITS SUBSIDIARIES

A statement of the considerations involved in the issuance of this supplementary order issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

#### Sec.

1. Scope of this order.
2. Exemptions of certain rentals.
3. Maximum rentals for certain machinery commodities.
4. Application for special maximum prices or exemptions.
5. Geographical applicability.
6. What this supplementary order prohibits.
7. Definitions.
8. Effect of this supplementary order on price regulations and other supplementary orders.
9. Records and reports.
10. Enforcement.

AUTHORITY: § 1305.129 issued under 50 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681.

SECTION 1. *Scope of this order.* This supplementary order grants exemptions for leases or rentals of certain commodities and establishes maximum prices for leases or rentals of certain commodities by the Reconstruction Finance Corporation and its subsidiaries, hereinafter called the Agency.

SEC. 2. *Exemptions of certain rentals—*  
(a) *Exemptions based on the type of rental.* A lease or rental is exempt from price control where the lease or rental is:

(i) To another agency of the United States Government;

(ii) To any foreign government or agency thereof;

(iii) To a contractor for use in carrying out his prime contract with a Government agency;

(iv) Of personal property when leased or rented together with a sale or lease of an interest in land or building in a single transaction;

(v) Of building installations, facilities, appurtenances, and personal property attached to the land.

(b) *Exemptions based on the commodity leased or rented.* Leases or rentals of all commodities except those subject to section 3 of this supplementary order are exempt from price control.

SEC. 3. *Maximum rentals for certain machinery commodities.* Maximum prices for any lease or rental of any commodity (except transportation facilities or equipment) covered by Maximum Price Regulation 1 (Second-Hand Machine Tools), Maximum Price Regulation 67 (New Machine Tools), Maximum Price Regulation 134 (Construction and Road Maintenance Equipment Rental Prices and Charges for Operating and Maintenance or Repair and Rebuilding Service), Maximum Price Regulation

\*Copies may be obtained from the Office of Price Administration.

136, as amended (Machines and Parts, and Machinery Services), Maximum Price Regulation 375 (Sales of Used Industrial Sewing Machines and Rental Rates for New and Used Industrial Sewing Machines) or Maximum Price Regulation 465 (Used Pressure Vessels and Used Enclosed Atmospheric Pressure Vessels), shall be determined as follows:

(a) *Annual rental.* The maximum annual rental shall be 35% of the Agency's acquisition cost of the commodity.

(b) *Definition of "acquisition cost".* "Acquisition cost" means delivered cost to the Agency, or if this is unknown, or cannot reasonably be ascertained, the estimated delivered cost to the Agency. "Delivered cost" may be averaged. Where it is practicable to determine, all other expenses, including handling, warehousing, costs of trans-shipment by the Agency, contract termination allowances and interest charges, shall be excluded. Where the Agency rents a commodity "in place" or on an "installed basis" the expenses incurred by it in connection with the installation thereof may be included in the determination of acquisition cost.

(c) *Monthly, weekly, and daily rental.* The maximum monthly, weekly or daily rental shall be determined by multiplying the maximum annual rental by the applicable factor set forth below:

Period of time:	Factor
Month.....	0.10
Week.....	.025
Day, or fractional part thereof.....	.005

(d) *Rates most favorable to the lessee.* The maximum price for any lease or rental shall be computed on the basis of that period of time which will yield the lowest total rental. For example, if the commodity is rented on a monthly basis but the maximum rental would be lower if figured on an annual basis, the maximum rental must be computed on an annual basis.

(e) *Rentals on the basis of percentage of production or sales.* Where the rental for the commodity is determined on the basis of percentage of production or sales, the maximum rental shall be determined as follows: The percentage used in determining the rental shall be such that when applied to the estimated production or sales, the rental charged shall not exceed the maximum rental determined under paragraphs (a) to (d), inclusive. However, if because of shifts of production or changes in volume of sales the rental received exceeds the maximum rental determined under paragraphs (a) to (d), inclusive, the rental charged or received shall not be deemed to be in excess of the maximum.

(f) *Additional charges.* Where the commodity is not rented "in place" or on an "installed" basis, charges for installation may be in addition to the maximum rental, but must be invoiced as a separate charge. No other extra charges may be added to the maximum rental.

(g) *Rentals under Maximum Price Regulation 134.* Notwithstanding the other provisions of this section 3, maximum prices for rentals of commodities

covered by Maximum Price Regulation 134 may be determined under that regulation.

**SEC. 4. Application for special maximum prices or exemptions—**(a) *Where to file applications.* The Agency may file an application for a special maximum price for any lease or rental or for an exemption with the OPA National Office, Washington, D. C.

(b) *What the application shall contain.* An application under this section shall contain the following:

(1) An accurate physical description and identification of the commodity to be rented.

(2) Its condition.

(3) The quantity to be rented.

(4) The name and address of the prospective lessee.

(5) Acquisition cost of the commodity.

(6) The requested maximum price for the rental with an explanation of the basis for the requested price.

(7) A request for an exemption if the Agency so desires, with an explanation of the reasons for the request.

(c) *Action by OPA.* The OPA may approve or modify the requested maximum price or grant or deny a request for an exemption.

**SEC. 5. Geographical applicability.** The provisions of this supplementary order shall be applicable in the 48 states of the United States and the District of Columbia.

**SEC. 6. What this supplementary order prohibits.** On and after January 3, 1945, regardless of any contract, option, or other agreement, except those lawfully in effect before the effective date of this supplementary order, the Reconstruction Finance Corporation and its subsidiaries or any official or employee thereof shall not lease or rent, or cause to be leased or rented, and no person in the course of trade or business shall receive, any commodity for which a maximum price has been authorized by this supplementary order, or any order issued hereunder, at a price higher than such maximum price; and no person shall agree, offer, solicit, or attempt to do any of the foregoing.

**SEC. 7. Definitions.** When used herein the following terms have the following meaning:

(a) "Commodity" means all commodities, as defined in the Emergency Price Control Act of 1942, except food commodities.

(b) "Price regulation," means a price schedule effective in accordance with the provisions of section 206 of the Emergency Price Control Act of 1942, as amended, a maximum price regulation or temporary maximum price regulation issued by the Office of Price Administration, or any order issued pursuant to any such regulation or schedule.

(c) "Reconstruction Finance Corporation and its subsidiaries" includes Rubber Reserve Company, Metals Reserve Company, Defense Supplies Corporation and Defense Plant Corporation.

**SEC. 8. Effect of this supplementary order on price regulations and other**

*supplementary orders.* The provisions of this supplementary order as to the Reconstruction Finance Corporation and its subsidiaries shall supersede any lease or rental provisions of any price regulations and supplementary orders previously issued.

**SEC. 9. Records and reports.** The agency shall make available to the Office of Price Administration on request copies of contracts and agreements pertaining to leases or rentals of any commodity subject to this supplementary order.

**SEC. 10. Enforcement.** All violations of any provisions of this supplementary order are subject to the enforcement provisions of the Emergency Price Control Act of 1942, as amended.

This Supplementary Order No. 101 shall become effective January 3, 1945.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 29th day of December 1944.

JAMES F. BROWNLIE,  
Acting Administrator.

[F. R. Doc. 44-19763; Filed, Dec. 23, 1944; 11:44 a. m.]

#### PART 1314—RAW MATERIALS FOR SHOES AND LEATHER PRODUCTS

[MFR 61]

##### LEATHER

Revised Price Schedule No. 61, as amended, is redesignated Maximum Price Regulation No. 61 and is revised and amended to read as follows:

A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

##### Sec.

1. Sales of leather at higher than maximum prices prohibited.
2. Products, transactions and geographical areas covered by this regulation.
3. Definitions.
4. Maximum prices for sales of leather by tanners, processors, importers and specified cutters.
5. Premiums to cover increases in war risk and marine insurance costs.
6. Maximum prices for sales of leather by jobbers, dealers and wholesalers and by cutters not subject to section 4.
7. Maximum prices for sales of leather by manufacturers of shoes or other leather products.
8. Terms of sale, discounts, allowances and other price differentials.
9. Maximum prices for sales by jobbers and finders of leather used by the shoe repair trade.
10. Requirement for marking of leather used by the shoe repair trade.
11. Approval, disapproval and revision of maximum prices.
12. Invoices.
13. Records.
14. Applications for establishment of maximum prices and reports of base period and in-line prices.

\*Copies may be obtained from the Office of Price Administration.

## Sec.

- 15. Prohibitions.
- 16. Licensing.
- 17. Enforcement.
- 18. Petitions for amendment.

**AUTHORITY:** § 1314.51 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

**SECTION 1. Sales of leather at higher than maximum prices prohibited.** (a) On and after January 29, 1945, regardless of any contract or other obligation, no person shall sell or deliver and no person, in the course of trade or business, shall buy or receive any leather at prices higher than the maximum prices established by this regulation; and no person shall agree, offer or attempt to do any of these things.

(b) Prices lower than the maximum prices may, of course, be charged, demanded, paid or offered.

**SEC. 2. Products, transactions and geographical areas covered by this regulation—**(a) *Products and transactions covered.* This regulation applies to all sales, purchases and deliveries of leather, whether imported or domestic, with the following exceptions:

(1) Chamois, ostrich, reptile and aquatic leathers.

(2) Sales at retail, and

(3) Sales to persons engaged in the business of repairing harness.

(b) *Geographical areas covered.* This regulation applies to the continental United States but not to the territories and possessions of the United States.

(c) *Export sales.* The maximum prices at which a person may export leather shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation<sup>1</sup> issued by the Office of Price Administration.

**SEC. 3. Definitions.** (a) "Base period" means the period from November 6, 1941 to December 6, 1941, inclusive.

(b) "Leather" means the tanned, partially tanned, or otherwise processed hides or skins of animals of all types, except shearlings, moutons and dressed or dressed and dyed furs. It includes all types, weights, and qualities and grades of leather, whether whole pieces or cut stock, as well as all scrap, obsolete and defective leather, and all splits except gelatine or glue stock.

(c) "Scrap leather" means leather pieces which are the by-product of processing or cutting operations, but in no case shall include bellies, shoulders, sole leather butts, hind shanks, front shanks, short shoulders, necks or full heads.

(d) "Leather sold exactly as purchased" means leather which has not been sorted, graded or altered in any way by the seller.

(e) "Potential cutting value" means the value of leather based upon the size of the parts which may be cut from its available cutting area and their usability in the manufacture or repair of shoes or other leather products.

(f) "Producer" means a tanner, processor or cutter of leather.

(g) "Tanner" means any person who tans, partially tans or otherwise processes any hides or skins into leather or has any of the foregoing done for his own account.

(h) "Processor" means any person who sells leather which has been treated, curried, finished or otherwise processed by him, or for his account, except by cutting, sorting or grading, so as to give it a character or appearance different from that in which he acquired it. The terms shall not, however, include a jobber or finder of leather used by the shoe repair trade who also processes such leather.

(i) "Importer" means a person within the continental United States who purchases or receives on consignment from a foreign seller or his agent, leather produced outside the continental United States for sale in the continental United States.

(j) "Leather used by the shoe repair trade" means all types, weights and qualities and grades of leather customarily used by shoe repairers, whether whole stock, cut stock, strips or pieces, including: (1) finders' leather, as commonly known in the trade; (2) chrome tanned, chrome re-tanned or combination tanned sole leather; and (3) products produced from "manufacturers' bends-for-repair" as defined by the War Production Board's Conservation Order M-310.

(k) "Sales at retail" means sales to the ultimate consumer, but no manufacturer, processor, purchaser for resale or commercial user shall be deemed to be an ultimate consumer.

(l) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to other terms used in this regulation.

(m) All trade terms not defined in this regulation shall have the meanings generally accepted in the trade.

**SEC. 4. Maximum prices for sales of leather by tanners, processors, importers, and specified cutters.** (a) The maximum price for a sale of leather by any tanner, processor or importer, or for a sale by any cutter thereof of leather soles, top pieces, heel lifts or other cut parts used in the shoe industry, except counters or box toes, or of leather used by the shoe repair trade, shall be a price determined by the Office of Price Administration to be in line with the general level of prices prevailing during the base period for leather which is of the same and related types, weights, potential cutting values and qualities and grades sold to a purchaser of the same class. No person subject to this section may sell or deliver leather covered by this section unless he has obtained from the Office of Price Administration an order establishing his maximum prices. To obtain such an order the seller shall file an application in conformity with section 14 of this regulation. For the purposes of this section, however, any approved maximum price heretofore issued under § 1314.53 of Revised Price Schedule 61, as amended, to any seller subject to this section, and outstanding

on the effective date of this regulation, shall have the status and validity of a maximum price established by order issued under this section.

No person subject to this section who changes the type, weight, potential cutting value or quality and grade of any leather for which a maximum price has been established under this section, by altering the type of raw stock, method of tanning, trim, pattern, standard of selection or otherwise; or who adds to his line leather covered by this section which is of a type, weight, potential cutting value or quality and grade for which he does not have an established maximum price, may sell or deliver such leather unless he has filed an application, in conformity with section 14 of this regulation, for the establishment of his maximum price and has obtained from the Office of Price Administration an order establishing his maximum price.

(b) Any person subject to this section who also sells, as a jobber, dealer or wholesaler, leather of which he is not the producer or importer shall determine his maximum prices for such leather under sections 6 or 9, whichever is applicable.

**SEC. 5. Premiums to cover increases in war risk and marine insurance costs.** In addition to the maximum prices established by this regulation for any leather sold by a tanner an amount may be added by the tanner as set forth below:

The tanner shall determine (1) the total invoice cost of each class<sup>2</sup> of hides and skins, including rough tanned unfinished hides and skins, whether imported or domestic, received at his tanneries and warehouses during the three months ending on the 25th day of the month preceding the date the sale or contract of sale is made, and (2) the percentage of such amount actually paid<sup>3</sup> for war risk and marine insurance on each such class. For each 2 per cent of the total invoice cost so paid for war risk and marine insurance over 2 per cent of the total invoice cost of such class of hides and skins received during said preceding three months an amount equal to 1 per cent of the maximum price may be added: *Provided*, That where the tanner's maximum price is so increased,

<sup>2</sup> The term "class" includes any type of hides or skins which is separately identified in the finished leather sold.

<sup>3</sup> Subject to the limitation with respect to war risk and marine insurance contained in this section: (a) If the hides or skins are already covered by war risk and marine insurance when purchased, the amount actually paid for such war risk and marine insurance by the insured may be used by the tanner as the amount paid for war risk and marine insurance: *Provided*, That the tanner obtains from the insured and keeps in his records for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, a certified statement of the amount actually paid for war risk and marine insurance on the hides or skins so purchased; (b) if the hides or skins are insured by the tanner, rather than by a licensed marine insurance company, the amount of cost attributable to such self insurance may be used.

<sup>1</sup> 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9834, 11273, 12919.

the invoice or similar document delivered to the purchaser shall show separately the amount of such increase.

SEC. 6. *Maximum prices for sales of leather by jobbers, dealers and wholesalers, and by cutters not subject to section 4.* Except as provided in section 9, the maximum prices for the sale of leather by jobbers, dealers and wholesalers, and for cutters' sales not subject to section 4, shall be determined as follows:

(a) *Leather which is the same as leather sold or delivered during the base period.* The maximum price for a sale or delivery of leather which is of the same type, weight, potential cutting value and quality and grade as leather sold or delivered by the seller during the base period shall be the highest price contracted for or received by him for a sale or delivery of such leather during the base period to a purchaser of the same class. Except with respect to scrap leather a report of such highest base period price shall, within one week after the date of the first sale made after the effective date of this regulation be filed with the Office of Price Administration, in conformity with section 14 of this regulation. The price so reported shall be subject to reduction at any time by the Office of Price Administration, if and to the extent that it exceeds the general level of prices during the base period for leather of the same type, weight, potential cutting value and quality and grade sold to a purchaser of the same class. In the event that such reduction is made by the Office of Price Administration within 20 days after its receipt of the aforesaid report, the seller shall, on all his sales of such leather made prior to his receipt of the order revising his maximum price, reduce his invoice price to the extent that it exceeds his revised maximum price, or, if the purchase price has been paid, refund such excess to the purchaser.

(b) *Leather which is not the same as leather sold or delivered during the base period.* The maximum price for a sale or delivery of leather which is of a type, weight, potential cutting value or quality and grade not the same as leather sold or delivered by the seller during the base period shall be a price in line with the seller's highest base period price for leather of the nearest related type, weight, potential cutting value and quality and grade. The term "in line with" means having a justifiable relation to such highest base period price, with commensurate increases or decreases to give effect to actual differences in type, weight, potential cutting value and quality and grade of the leathers involved and to take into account differences, if any, in the classes of purchasers. Except with respect to scrap leather a report of such in-line price shall, within one week after the date of the first sale made after the effective date of this regulation, be filed with the Office of Price Administration, in conformity with section 14 of this regulation. The price so reported shall be subject to reduction at any time by the Office of Price Administration, if and to the extent that it exceeds the general level of prices during

the base period for leather of the same and related types, weights, potential cutting values and qualities and grades sold to a purchaser of the same class. In the event that such reduction is made by the Office of Price Administration within 20 days after its receipt of the aforesaid report, the seller shall, on all his sales of such leather made prior to his receipt of the order revising his maximum price, reduce his invoice price to the extent that it exceeds his revised maximum price, or, if the purchase price has been paid, refund such excess to the purchaser.

(c) *Leather which is not related to leather sold or delivered during the base period.* If during the base period the seller made no sale or delivery of leather of a type, weight, potential cutting value and quality and grade the same as or related to the leather being priced, or if the seller made no sale or delivery of any leather during the base period, his maximum price shall be a price determined by the Office of Price Administration to be in line with the general level of prices during the base period for leather which is of the same and related types, weights, potential cutting values and qualities and grades sold to a purchaser of the same class. No person subject to this paragraph may sell or deliver such leather unless he has filed an application, in conformity with section 14 of this regulation, for establishment of his maximum price and has obtained from the Office of Price Administration an order establishing his maximum price for such leather.

(d) *Optional pricing method for jobbers, dealers and wholesalers.* (1) Any jobber, dealer or wholesaler who sells leather for which a maximum price has been established under sections 4 or 7 (d), and who does not wish to determine his maximum price for such leather under paragraphs (a), (b) or (c) above, may, at his option, take as his maximum price the sum of the following:

(i) The net invoice cost of the leather, before deduction of term discounts, not to exceed the established maximum price of the producer, importer or person for whom the maximum price has been established under section 7 (d),

(ii) A markup of 1 cent per pound or per-square foot of leather or per pair of cut soles or 7½ per cent of item (i) above, and

(iii) Transportation costs actually paid or incurred by the jobber, dealer or wholesaler, not to exceed the lowest available commercial carrier rate for transporting the leather to his place of business from his supplier's shipping point.

Terms of sale shall be 2 per cent discount for payment within 30 days from the date of invoice, net cash thereafter, f. o. b. seller's shipping point.

(2) A maximum price determined under this paragraph for any leather shall apply to all resales of that leather by any other jobber, dealer or wholesaler. Moreover, this optional pricing method may not be used unless the leather is sold exactly as purchased and unless the invoice or similar document furnished by the seller to the purchaser contains the following information:

(i) The name of the producer, importer or person for whom the maximum price has been established under section 7 (d),

(ii) The brand name of the leather, if any,

(iii) The seller's net invoice cost of the leather, before deduction of term discounts, not to exceed the established maximum price of the producer, importer or person for whom the maximum price has been established under section 7 (d),

(iv) The markup taken, and

(v) The transportation charges added.

SEC. 7. *Maximum prices for sales by manufacturers of shoes or other leather products of leather purchased by them—*

(a) *Leather sold exactly as purchased.* The maximum price for a sale or delivery of leather sold exactly as purchased shall be the actual cost of the leather to the seller (not to exceed his supplier's maximum price), before deduction of term discounts, plus transportation charges actually paid or incurred thereon by the seller.

(b) *Leather which is the same as leather sold or delivered during the base period.* The maximum price for a sale or delivery of leather not subject to paragraph (a), which is of the same type, weight, potential cutting value and quality and grade as leather sold or delivered by the seller during the base period shall be the highest price contracted for or received by him for a sale or delivery of such leather during the base period to a purchaser of the same class. A report of such highest base period price shall, within one week after the date of the first sale made after the effective date of this regulation, be filed with the Office of Price Administration, in conformity with section 14 of this regulation. The price so reported shall be subject to reduction at any time by the Office of Price Administration, if and to the extent that it exceeds the general level of prices prevailing during the base period for manufacturers' sales of leather of the same type, weight, potential cutting value and quality and grade to a purchaser of the same class. In the event that such reduction is made by the Office of Price Administration within 20 days after its receipt of the aforesaid report, the seller shall, on all his sales of such leather made prior to his receipt of the order revising his maximum price, reduce his invoice price to the extent that it exceeds his revised maximum price, or, if the purchase price has been paid, refund such excess to the purchaser.

(c) *Leather which is not the same as leather sold or delivered during the base period.* The maximum price for a sale or delivery of leather, not subject to paragraph (a), which is of a type, weight, potential cutting value or quality and grade not the same as leather sold or delivered by the seller during the base period shall be a price in line with the seller's highest base period price for leather of the nearest related type, weight, potential cutting value and quality and grade. The term "in line with" means having a justifiable relation to such highest base period price, with com-



mensurate increases or decreases to give effect to actual differences in type, weight, potential cutting value and quality and grade of the leathers involved and to take into account differences, if any, in the classes of purchasers. A report of such in-line price shall, within one week after the date of the first sale made after the effective date of this regulation, be filed with the Office of Price Administration, in conformity with section 14 of this regulation. The price so reported shall be subject to reduction at any time by the Office of Price Administration, if and to the extent that it exceeds the general level of prices prevailing during the base period for manufacturers' sales of leather of the same and related types, weights, potential cutting values and qualities and grades to a purchaser of the same class. In the event that such reduction is made by the Office of Price Administration within 20 days after its receipt of the aforesaid report, the seller shall, on all his sales of such leather made prior to his receipt of the order revising his maximum price, reduce his invoice price to the extent that it exceeds his revised maximum price, or, if the purchase price has been paid, refund such excess to the purchaser.

(d) Any seller subject to this section who cannot or does not wish to determine his maximum prices under paragraphs (a), (b) or (c) hereof, may apply to the Office of Price Administration, in conformity with section 14 of this regulation, for an order establishing his maximum price for leather of any type, weight, potential cutting value or quality and grade. The price so established shall be in line with the general level of prices prevailing during the base period for manufacturers' sales to a purchaser of the same class of leather which is of the same and related types, weights, potential cutting values and qualities and grades. For the purposes of this paragraph, however, any approved maximum price heretofore issued under § 1314.53 of Revised Price Schedule 61, as amended, to any seller subject to this section, and outstanding on the effective date of this regulation, shall have the status and validity of a maximum price established under this paragraph.

**Sec. 8. Terms of sale, discounts, allowances and other price differentials.** No seller whose maximum prices are determined under sections 6 (a) or (b) or 7 (b) or (c) of this regulation may change the terms of sale, discounts, allowances or other price differentials or practices customarily given or followed by him during the base period, unless such change results in a lower net price.

**Sec. 9. Maximum prices for sales by jobbers, and finders of leather used by the shoe repair trade—(a) Definitions—**  
(1) *Jobber's sale.* The term "jobber's sale of leather used by the shoe repair trade" means a sale of leather used by the shoe repair trade by a person other than a producer or importer of such leather, to a jobber or finder or to any governmental institution or agency.

(2) *Finder's sale.* The term "finder's sale of leather used by the shoe repair

trade" means a sale of leather used by the shoe repair trade by a person other than a producer or importer of such leather, to a person engaged in the business of shoe repairing.

(b) *Maximum prices for leather used by the shoe repair trade, sold exactly as purchased—(1) Jobbers' sales.* The maximum price for a jobber's sale of leather used by the shoe repair trade, sold exactly as purchased, shall be 110 per cent of the producer's or importer's established maximum price (before deduction of term discounts) for such leather. Terms of sale shall be 1 per cent discount for payment within 30 days from the date of the invoice, net cash thereafter, f. o. b. seller's shipping point.

(2) *Finders' sales.* The maximum price for a finder's sale of leather used by the shoe repair trade, sold exactly as purchased, shall be 125 per cent of the producer's or importer's established maximum price (before deduction of term discounts) for such leather, to which may be added transportation costs actually paid or incurred by the finder, not to exceed the lowest available commercial carrier rate for transporting the leather to his place of business from his supplier's shipping point: *Provided*, That the amount so added is separately stated on the invoice or similar document furnished by him to the purchaser. Terms of sale shall be 2 per cent discount for payment within 30 days from the date of the invoice, net cash thereafter, f. o. b. seller's shipping point.

(c) *Maximum prices for leather used by the shoe repair trade sold not exactly as purchased.* The maximum price for a sale by a jobber or finder of leather used by the shoe repair trade which has been sorted, graded, cut, processed or otherwise altered by him or for his account, so as to give it a form or character different from that in which it was purchased by him, shall be determined by filing an application, in conformity with section 14 of this regulation, for establishment of a producer's maximum price for such leather and obtaining from the Office of Price Administration an order establishing such maximum price. The leather may then be sold in accordance with the applicable provisions of paragraph (b) of this section as if it were leather sold exactly as purchased.

**Sec. 10. Requirement for marking of leather used by the shoe repair trade.** No person may sell leather used by the shoe repair trade in the form of bundled taps, squares, blocks or top pieces, or leather in the original piece, or strips of leather, unless there is stamped or indelibly marked on the outside piece of each bundle, or, where it is sold in pieces or strips, on each original piece or strip of leather, the following:

(a) The name of the producer or importer, or brand name of the leather,  
(b) The weight of the leather, and  
(c) The maximum price at which such

leather may be sold to persons engaged in the business of shoe repairing (i. e. 125 per cent of the producer's or importer's maximum price for the leather established under sections 4 or 9 (c)) or, at his option, the grade of the leather.

**Sec. 11. Approval, disapproval and revision of maximum prices.** The Office of Price Administration may at any time, by order, approve, disapprove or revise any maximum price established or reported under this regulation, so as to bring it into line with the general level of prices prevailing during the base period for leather which is of the same and related types, weights, potential cutting values and qualities and grades sold to a purchaser of the same class.

**Sec. 12. Invoices.** (a) *All sellers.* Every seller shall, in connection with each sale of leather under this regulation, furnish to the purchaser, within one week from the date of shipment, an invoice or similar document showing: (1) The names and addresses of the seller and purchaser; (2) the invoice number (every sales invoice or similar document shall be consecutively numbered as required by section 13, below); (3) the date of the invoice; (4) the date of the sale; (5) the terms of sale; (6) a description sufficient to identify each type, size, weight and quality and grade of leather sold<sup>4</sup>; and (7) the quantity and selling price of each type, size, weight and quality and grade of leather sold.

(b) *Sellers of leather used by the shoe repair trade.* In addition to the information required by paragraph (a), every seller of leather used by the shoe repair trade shall state (1) the maximum price at which each type, size, weight and quality and grade of such leather may be resold to persons engaged in the business of shoe repairing (i. e. 125 per cent of the producer's or importer's maximum price for the leather established under sections 4 or 9 (c)), and (2) the name of the person for whom the producer's or importer's maximum price for such leather has been established by the Office of Price Administration and, if any, the brand name of the leather.

**Sec. 13. Records.** (a) Every seller of leather whose maximum prices have been established or revised by order of the Office of Price Administration or who has filed a report of his highest base period price or in-line price shall keep at his principal place of business every order issued to him and a copy of every report filed by him. In addition, every seller shall keep at each of his branch offices and in the possession of each of his salesmen a copy of every such order and report (or the portion thereof applicable to leather sold by the branch office or salesman), certified by the seller to be a true and exact copy. Each such certified copy shall contain a statement of the freight provisions and credit terms as set forth in the order or report. These records shall be made available for inspection by any person to whom sales or offers of sale of leather are made.

(b) Every seller must keep a duplicate of each invoice or similar document delivered by him in connection with every sale, and every purchaser must keep and consecutively number each invoice or

<sup>4</sup>In the case of leather sold exactly as purchased, the description shall be identical with the description contained in the seller's purchase invoice.



similar document received by him in connection with every purchase of leather subject to this regulation. Every invoice or similar document furnished by a seller in connection with a sale of leather, as well as the retained duplicate, shall contain the information required by section 12 of this regulation and shall be consecutively numbered.

(c) Every person who purchases and sells leather, exactly as purchased or after sorting or grading, shall keep records sufficient to identify the source of the leather covered by each sales invoice delivered by him, and conversely, the disposition of the leather covered by each purchase invoice received by him. Where the seller consolidates two or more lots of identical leather received from the same supplier under separate purchase invoices, it shall be sufficient if the records identify the source of the leather by reference to the purchase invoice of the most recent shipment thereof received.

For the purpose stated above, he may keep a perpetual inventory record of his purchases and sales, using a separate card or page for leather of each type, weight, grade and quality, and source of supply, and also, in the case of cut parts, each size. On each such record he must enter for each purchase, his purchase invoice number and date and the quantity purchased. Also on each such record he must enter for each sale his sales invoice number and date and the quantity sold. A seller keeping such records who also enters on the retained duplicate of each sales invoice or similar document, opposite each different item thereof, the applicable purchase invoice number will be deemed to have satisfied the requirements of this paragraph.

(d) All records required to be kept under the provisions of this regulation shall be made available for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

**SEC. 14. Applications for the establishment of maximum prices and reports of highest base period prices and in-line prices.** (a) Applications for establishment of maximum prices and reports of highest base period prices or in-line prices shall be filed with the Leather, Fur and Fibers Branch, Consumer Goods Price Division, Office of Price Administration, Washington 25, D. C. Such applications and reports shall be signed by the seller or his duly authorized representative and shall contain the following information:

(1) The name and address of the seller;

(2) The names and addresses of all persons selling leather who are controlled by, controlling, under common control with or affiliated with the seller;

(3) A statement as to whether the document filed is an application for establishment of maximum prices, a report of highest base period prices or a report of in-line prices and the section of this regulation under which it is filed;

(4) Every seller shall furnish an identifying description of each type of leather (e. g. suede splits, retan chrome soles,

full grain or corrected grain calf) and its brand name, if any, and in addition:

(i) *Tanners, processors and importers* shall state the type of raw material used, tannage, finish, weight or substance, size, sorting percentages and ultimate use for which the leather is intended; processors shall also state the name of the tanner who produced the leather;

(ii) *Jobbers, dealers and wholesalers* shall state the grade, tannage, finish, weight or substance, size and ultimate use for which the leather is intended and the name of the tanner who produced the leather, if bought from a tanner, otherwise, the supplier's name;

(iii) *Cutters* shall state the grade, tannage, finish, weight or substance, size, pattern and the name of the tanner who produced the leather, if bought from a tanner, otherwise, the supplier's name;

(iv) *Manufacturers of shoes or other leather products* shall state the grade, tannage, finish, weight or substance, size, pattern of cut leather and the name of the tanner who produced the leather, if bought from a tanner, otherwise, the supplier's name.

(5) For each type, weight and quality and grade of leather:

(i) In the case of an application for establishment of a maximum price, a statement of requested price, terms of sale and class of purchaser to whom the leather is to be sold (e. g. shoe manufacturer, jobber, cutter, governmental agency, finder, shoe repairer);

(ii) In the case of a report of a highest base period price, a statement of such price and terms of sale to each class of purchaser to whom the leather was sold;

(iii) In the case of a report of an in-line price, a statement of such price and terms of sale to each class of purchaser to whom the leather is to be sold.

The seller may also be required to submit samples of the leather and/or patterns of cut stock for which an application or report is filed and copies of invoices covering base period and current sales of leather of the same and related types, weights, sizes and qualities and grades.

**SEC. 15. Prohibitions.** (a) The price limitations set forth in this regulation shall not be evaded, whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase, or receipt of or relating to leather, alone or in conjunction with any other commodity, or by way of commission, service, transportation, or other charge, or discount, premium or other privilege, or by tying agreement or other trade understanding, or otherwise.

Specifically, but not exclusively, the following practices are prohibited: up-grading, changing customary standards

of grading and selection or in any way manipulating styles and grades so as to enable the seller to secure a greater net return than would have been secured had established grading and tanning practices been continued.

(b) No person shall, for the purpose of evading the price limitations set forth in this regulation sell, purchase, deliver, contract, deal or otherwise operate with or through any other person under common control with, controlled by, controlling or otherwise affiliated with the seller.

**SEC. 16. Licensing.** The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price regulations. A person may not, during the period of suspension, make any sale for which his license has been suspended.

**SEC. 17. Enforcement.** Any person who does any act, or fails to do any act, in violation of this regulation is subject to the criminal penalties, civil enforcement suits, suits for treble damages and proceedings for the suspension of license provided by the Emergency Price Control Act of 1942, as amended.

**SEC. 18. Petitions for amendment.** Any person seeking a modification of any provision of this Maximum Price Regulation No. 61 may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1 issued by the Office of Price Administration.

**Effective date.** This regulation shall become effective January 29, 1945. Prior to the effective date, any person may sell and deliver under the provisions of existing regulations or schedules or, at his option, under the provisions of this Maximum Price Regulation 61.

**NOTE:** The reporting and record-keeping provisions of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 29th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19761; Filed, Dec. 29, 1944;  
11:44 a. m.]

#### PART 1322—DEFENSE-RENTAL AREAS [Housing: Amdt. 42]

DESIGNATED AREAS IN FLORIDA, INDIANA AND OREGON

Items 62 (a), 94 (b) and 253 (b) are added to Schedule A of the Rent Regulation for Housing to read as follows:

Defense-rental area	State	County or counties in defense-rental area under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed, inclusive
(62a) Punta Gorda.....	Florida.....	Charlotte.....	Jan. 1, 1943	Jan. 1, 1945	Feb. 15, 1945
(94b) Bloomington, Ind.....	Indiana.....	Monroe.....	Sept. 1, 1943	Jan. 1, 1945	Feb. 15, 1945
(253b) Lane County.....	Oregon.....	Lane.....	Jan. 1, 1944	Jan. 1, 1945	Feb. 15, 1945

This amendment shall become effective January 1, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the requirements of the Federal Reports Act of 1942.

Issued this 29th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19767; Filed, Dec. 29, 1944; 11:47 a. m.]

**PART 1388—DEFENSE-RENTAL AREAS**  
[Hotels and Rooming Houses,<sup>1</sup> Amdt. 39]

**DESIGNATED AREAS IN FLORIDA, INDIANA AND OREGON**

Items 62 (a), 94 (b) and 253 (b) are added to Schedule A of the Rent Regulation for Hotels and Rooming Houses to read as follows:

Defense-rental area	State	County or counties in defense-rental area under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed, inclusive
(62a) Punta Gorda.....	Florida.....	Charlotte.....	Jan. 1, 1943	Jan. 1, 1945	Feb. 15, 1945
(94b) Bloomington, Ind.....	Indiana.....	Monroe.....	Sept. 1, 1943	Jan. 1, 1945	Feb. 15, 1945
(253b) Lane County.....	Oregon.....	Lane.....	Jan. 1, 1944	Jan. 1, 1945	Feb. 15, 1945

This amendment shall become effective January 1, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the requirements of the Federal Reports Act of 1942.

Issued this 29th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19768; Filed, Dec. 29, 1944; 11:47 a. m.]

**PART 1388—DEFENSE-RENTAL AREAS**  
[Designation and Rent Declaration 31,<sup>2</sup> Amdt. 27]

**DESIGNATION OF CERTAIN AREAS AND RENT DECLARATION RELATING TO SUCH AREAS**

In § 1388.1341 of Designation and Rent Declaration 31, items 6, 10, and 33 are amended, and items 130, 131, and 132 are added to read as follows:

(6) Florida.....	Florida.....	That portion of the State of Florida not designated prior to Oct. 5, 1942, by the Price Administrator as part of any defense-rental area, except the counties of Broward, Charlotte, Columbia, Dade, St. Johns, St. Lucie, Santa Rosa, Sarasota, Taylor, Wakulla, and Walton, and in the county of Palm Beach Precincts 20, 21, 22, 23, 24, 25, 26, 28, and 30, including the cities of Delray Beach and Lake Worth, and the towns of Boca Raton, Boynton, Gulf Stream, Lantana, Manalapan, and Ocean Ridge.
(10) Indiana.....	Indiana.....	That portion of the State of Indiana not designated prior to Oct. 5, 1942, by the Price Administrator as part of any defense-rental area, except the counties of Monroe and Wayne.
(33) Oregon.....	Oregon.....	That portion of the State of Oregon not designated prior to Oct. 5, 1942, by the Price Administrator as part of any defense-rental area, except the counties of Klamath, Lane, and Tillamook.
(130) Bloomington, Ind.....	Indiana.....	County of Monroe.
(131) Lane County.....	Oregon.....	County of Lane.
(132) Punta Gorda.....	Florida.....	County of Charlotte..

This amendment shall become effective January 1, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 29th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19769; Filed, Dec. 29, 1944; 11:47 a. m.]

<sup>1</sup> Copies may be obtained from the Office of Price Administration.

<sup>2</sup> 9 F.R. 11322, 11540, 11610, 11787, 12414, 12866, 12967.

<sup>3</sup> 9 F.R. 5823, 5915, 7329, 7431, 9265, 9513.

**PART 1418—TERRITORIES AND POSSESSIONS**  
[RMPR 183, Amdt. 59]

**GROCERY ITEMS IN PUERTO RICO**

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Revised Maximum Price Regulation 183 is amended in the following respects:

1. Section 20—Table 3 is amended by changing the price "at wholesale" of one item and by deleting the price "to wholesaler" of same to read as follows:

Item and brand name	Unit	Price at wholesale	Price at retail (per unit)
Canned pears: Bartlett (halves) Libby.	Ctns. 24/22½ can.	\$8	\$0.42

2. Section 21—Table 4 is amended by changing the price "at wholesale" of Apricot Nectar: Chilford, case of 48/12 oz. tins from "\$5.40" to "\$5.50."

3. Section 24—Table 8 is amended by deleting the price "to wholesaler" of Tomato Sauce: Hunt's Supreme, case of 72/8 oz. tins, and Libby, case of 72/8 oz. tins, and by changing the price at wholesale of Tomato Puree: Gibbs, case of 48/10½ oz. tins from "\$3.40" to "\$3.65", and by deleting the price "to wholesaler" of this item.

4. Section 24—Table 9 is amended by deleting the price "to wholesaler" of Tomato Juice: Hunt's Supreme, case of 24/18 oz. tins.

5. Section 25—Table 10 is amended by changing the prices of three items and by deleting the prices "to wholesaler" of these items to read as follows:

Items and brand names	Unit: Case of—	Price at wholesale	Price at retail (per unit)
Canned corn: Fancy Golden Sweet, creamstyle (Libby).	24/ #2 can.....	\$3.60	\$0.20
Fancy Country Gentleman or Tiny Kernel, cream (Libby).	24/ #2 can.....	3.60	.20
Canned peas: Fancy #1 Sievo Sweet (Libby).	24/ #2 tin.....	4.76	.21

6. Section 32—Table 18 is amended by changing the prices of two items and by deleting the price "to wholesaler" of these items to read as follows:

Items and brand names	Unit	Price at wholesale	Price at retail (per unit)
Oleomargarine.....	Lb.	\$0.2250	\$0.27
Shortening, hydrogenated.....	In bulk.....	.2076	.20

7. Section 32—Table 18a is amended by changing the containers in all sizes of "Senora" vegetable oil from "tin" to "bottle".

8. Section 40—Table 29 is amended by adding a new item to read as follows:

Item and brand name	Unit: Case of—	Price at whole sale	Price at retail (per unit)
Process Provloni Cheese.	15/2# pkg.-----	\$17	\$1.33

9. Section 42—Table 33f is amended by adding one item and by changing the prices of "Chocofan" chocolate to read as follows:

Items and brand names	Unit	Price at wholesale	Price at retail (per unit)
Chocofan Chocolate...	Ctns. 48/7 oz. pkg.	\$8.50	\$0.22
Chicken A La King (Dorset).	Ctns. 24/11 1/2 oz. tin.	13.50	.70

10. Section 44—Table 36 is amended by adding the word "pound" under the heading "Unit".

This amendment shall become effective January 4, 1945.

Issued this 29th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19765; Filed, Dec. 29, 1944;  
11:45 a. m.]

#### PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11 to GMPR, Amdt. 56]

##### LEASING OF CERTAIN TRANSPORTATION FACILITIES AND EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.46 (b) (147) is added to read as follows:

(147) Leasing of transportation facilities and equipment, including but not limited to trucks, trailers, semi-trailers, automobiles, buses, tugboats, towboats, launches, lighters and barges—Rates charged by the following Governmental Agencies: The Reconstruction Finance Corporation, Rubber Reserve Company, Metals Reserve Company, Defense Supplies Corporation, and Defense Plant Corporation.

This amendment shall become effective January 3, 1945.

Issued this 29th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

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11:46 a. m.]

## TITLE 33—NAVIGATION AND NAVIGABLE WATERS

### Chapter I—Coast Guard: Department of the Navy

#### PART 8—REGULATIONS, UNITED STATES COAST GUARD RESERVE DISCHARGE OF OFFICERS

The Regulations, United States Coast Guard Reserve (33 Cum. Supp., 8.6203 and 8.6204) as amended, are hereby further amended as follows:

1. Sections 8.6203 and 8.6204 are hereby amended so as to read as follows:

§ 8.6203 *Discharge of officers.* (a) Promptly upon expiration of the appointive period of an officer, unless reappointed he shall be issued a certificate of discharge by the Secretary, the character of which shall be determined by his service record, but unless reappointed separation from the service shall be automatically effective upon expiration of the appointive period. The foregoing provisions are subject to the limitations stated in § 8.6202. Where a restriction stated in § 8.6202 is applicable, separation shall be automatically effective when that restriction becomes inapplicable, and the certificate of discharge shall be issued promptly thereafter. Nothing herein shall be construed to impair § 8.2205 relating to reappointments.

(b) Within a reasonable time prior to discharge pursuant to § 8.6204, or prior to the issuance of a certificate of discharge other than honorable discharge under § 8.6203 (a), officers shall be given an opportunity to be heard in accordance with this section, due notice of which will be considered as having been given by mailing to their address on file at Headquarters. In cases under § 8.6203 (a), the only issue to be heard will be the character of certificate of discharge. In cases under § 8.6204, the issues to be heard shall include the question whether the officer shall be discharged.

(c) Officers under consideration for discharge pursuant to § 8.6204, or for issuance of a certificate of discharge other than honorable discharge under § 8.6203 (a), may submit such statement as they desire on the issues involved to Headquarters via official channels. In cases of officers about to be recommended by the District Coast Guard Officer for discharge pursuant to § 8.6204, or for issuance of a certificate of discharge other than honorable discharge under § 8.6203 (a), the officer concerned shall first be notified by the District Coast Guard Officer that such action is contemplated and that he is thereby offered an opportunity to make such statement as he may desire on the issues involved. Officers receiving notice under this section are also privileged to state their case in person to such officer at Headquarters as may be designated for the purpose by the Commandant, or to such officer of the District Coast Guard Officer's staff as may be designated for the purpose by the District Coast Guard Officer. The written statement submitted by the officer will be transmitted to the Secretary

with the recommendation of the Commandant.

(d) Officers receiving notices under this section shall promptly acknowledge same specifying time of receipt and will be allowed 30 days from receipt in which to mail a statement or request to be heard. Extensions of time may be granted in the discretion of the Commandant.

§ 8.6204 *Reasons for discharge of officers.* (a) Officers on inactive or training duty may be discharged by the Secretary for the following reasons:

(1) Failure to keep Headquarters and the District Coast Guard Officer informed of permanent official residence.

(2) Failure to reply to official communications.

(3) Failure to submit such reports as may be required by the Commandant.

(4) Failure to appear for or failure to pass prescribed physical examination.

(5) Lack of interest.

(6) Civilian occupation incompatible with Reserve status.

(7) Failure to carry out agreement entered into prior to appointment as to completion of correspondence courses or to undergo other forms of instruction.

(8) That there is no probable future need for the services which the officer is qualified to perform.

(9) Other cause deemed full and sufficient in the discretion of the Secretary.

R. R. WAESCHE,  
Vice Admiral, U. S. Coast Guard,  
Commandant.

Approved: December 26, 1944.

JAMES FORRESTAL,  
Secretary of the Navy.

[F. R. Doc. 44-19763; Filed, Dec. 23, 1944;  
11:51 a. m.]

## TITLE 47—TELECOMMUNICATION

### Chapter I—Federal Communications Commission

#### PART 2—GENERAL RULES AND REGULATIONS RADIO STATION; AMENDMENT OF DEFINITION

The Commission on December 19, 1944, effective immediately, amended § 2.4 *Radio station*, to read:

§ 2.4 *Radio station.* "Radio station" or "station" means a station equipped to engage in radio communication or radio transmission of energy. A station includes all apparatus used at a particular location for one class of service. Radio stations are classified according to the nature of the service they furnish and in each service there may be several classes of radio stations, as hereinafter provided.

(Sec. 4 (l), 48 Stat. 1068; 47 U.S.C. 154 (l), sec. 303 (r), 50 Stat. 191; 47 U.S.C. 303 (r))

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 44-19755; Filed, Dec. 23, 1944;  
11:19 a. m.]

[Order No. 83-G]

PART 13—RULES GOVERNING COMMERCIAL  
RADIO OPERATORSSUSPENSION OF CERTAIN 'EXPERIENCE RE-  
QUIREMENTS FOR SHIP OPERATORS

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 19th day of December 1944;

The Commission having under further consideration the matter of the shortage of radiotelegraph operators possessing six months' previous service as a qualified operator in a station on board a ship or ships of the United States, and having in mind the related provisions of sections 351 and 353 of the Communications Act of 1934, as amended; and

It appearing, that the Commission, by its Orders Nos. 83, 83-A, 83-B, 83-C, 83-D, 83-E, and 83-F, suspended for the periods July 9, 1941 to January 9, 1942, January 9, 1942 to July 9, 1942, July 9, 1942 to January 9, 1943, January 9, 1943 to June 30, 1943, July 1, 1943 to December 31, 1943, January 1, 1944 to June 30, 1944, and July 1, 1944 to December 31, 1944, respectively, the requirements of six months' previous service contained in section 353 (b) of said act, and paragraphs (c) (3) and (d) (2) of § 13.61 of the rules and regulations; and

It appearing further, that a shortage of radiotelegraph operators available for assignment as qualified operators on board cargo ships of the United States, who possess six months' previous service, will continue to exist subsequent to December 31, 1944, and accordingly, further suspension of the foregoing requirement is necessary;

*It is ordered*, Pursuant to Public Law No. 85, 78th Congress, approved June 22, 1943, that the requirement of six months' previous service contained in section 353 (b) of the Communications Act of 1934, as amended, and in the paragraphs (c) (3) and (d) (2) of § 13.61 of the rules and regulations, be, and the same are hereby, suspended for a further period beginning January 1, 1945 and ending June 30, 1945.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 44-19748; Filed, Dec. 29, 1944;  
11:19 a. m.]

PART 35—UNIFORM SYSTEM OF ACCOUNTS  
FOR WIRE-TELEGRAPH AND OCEAN-CABLE  
CARRIERSEXTENSION OF DATE FOR FILING SPECIAL  
REPORTS

The Commission on December 19, 1944, effective immediately, amended paragraphs (f) and (g) of § 35.06-2, *Provisions that require certain special reports to be filed*, to read as follows:

(f) Not later than January 1, 1946, each carrier shall have submitted to the Commission the entries it proposes to make to carry out the reclassification of its plant in accordance with the accounts

prescribed in this system of accounts. (See § 35.1-1 (f).)

(g) Not later than January 1, 1946, each carrier shall have submitted to the Commission a comparative balance sheet showing, as at January 1, 1943, the amounts includible in the respective accounts prescribed in this system of accounts (1) before and (2) after effect has been given to the proposed entries relating to the reclassification of the plant. (See § 35.1-1 (f).)

The Commission also amended paragraph (f) of § 35.1-1, *Purpose and content of operated plant accounts*, to read:

(f) Not later than January 1, 1946, each carrier shall have completed the studies necessary for reclassifying its plant as at January 1, 1943, in accordance with this system of accounts, and shall have submitted to the Commission the entries it proposes to make to carry out the provisions of this section. It shall submit also (not later than January 1, 1946) a comparative balance sheet showing, as at January 1, 1943, the amounts includible in the respective accounts prescribed in this system of accounts (1) before and (2) after effect has been given to the proposed entries mentioned above relating to the reclassification of the plant.

(Sec. 4 (i), 48 Stat. 1068; 47 U.S.C. 154 (i)).

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 44-19749; Filed, Dec. 29, 1944;  
11:19 a. m.]

TITLE 49—TRANSPORTATION AND  
RAILROADSChapter I—Interstate Commerce  
Commission

## Subchapter A—General Rules and Regulations

[Rev. S. O. 107]

## PART 95—CAR SERVICE

## FREIGHT CARS TO MEXICO

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 27th day of December, A. D. 1944.

It appearing, that upon representations from the Office of Defense Transportation, and due to the movement into Mexico of freight cars owned or leased by railroads of the United States and the delay incident to their return; in the opinion of the Commission an emergency exists requiring immediate action to prevent shortage of railroad equipment and congestion of traffic: it is ordered, that:

(a) *Freight cars moving into Mexico.* The Association of American Railroads, Car Service Division, Washington, D. C., as agent for all United States railroads subscribing to the car service and per diem agreement, is hereby directed to restrict the number of all freight cars, except privately owned, leased or controlled refrigerator and tank cars, mov-

ing into Mexico during any monthly period, so that the number of such cars shall not be in excess of the number of cars moving from Mexico to the United States during the previous monthly period.

(b) *Freight cars in Mexico.* The number of each type of freight cars, except privately owned, leased or controlled refrigerator and tank cars, permitted to be in Mexico at any time may be changed by instructions issued by the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., by varying the ratio between cars permitted to be moved into and those moved out of Mexico.

(c) *Effective date.* This order shall become effective at 12:01 a. m., January 1, 1945.

(d) *Expiration date.* This order shall expire at 12:01 a. m., September 1, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered that this order shall vacate and supersede Service Order No. 107 (8 F.R. 1403, 9 F.R. 1065) and Service Order No. 107-A (9 F.R. 2304) on the effective date hereof; that copies of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 44-19782; Filed, Dec. 29, 1944;  
11:57 a. m.]

## Subchapter B—Carriers by Motor Vehicle

## [Emergency Order M-4, Amdt. 1]

## PART 166—IDENTIFICATION OF VEHICLES

## TEMPORARY METHOD OF IDENTIFICATION

At a session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 22d day of December, A. D. 1944.

It appearing that it is in the public interest to continue for a further period the provisions of Emergency Order No. M-4, relating to a temporary method of identification of vehicles:

*It is ordered*, Under authority of section 204 (f), Interstate Commerce Act, that § 116.11 (c), Emergency Order No. M-4 (8 F.R. 13826), issued on the 30th day of September, A. D. 1943, be, and it is hereby, amended to read as follows:

§ 116.11 *Temporary method of identification in lieu of identification plates.*

(c) This order shall become effective November 1, 1943, and shall remain in full force and effect only until December 31, 1945, or such earlier time

as the Commission may by order hereafter designate.

*It is further ordered*, That this amendment shall become effective December 31, 1944.

*And it is further ordered*, That notice of this order be given to the general public by depositing a copy hereof in the Office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

(49 Stat. 566, sec. 18, 52 Stat. 1240, 56 Stat. 176, 49 U.S.C. 304 (f), 324; Pub. Law 509, approved Dec. 20, 1944)

By the Commission, Division 5.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 44-19776; Filed, Dec. 29, 1944;  
11:56 a. m.]

#### [Emergency Order M-5]

#### PART 187—FREIGHT RATE TARIFFS, SCHEDULES, AND CLASSIFICATIONS

#### EMERGENCY SUBSTITUTION OF RAIL FOR TRUCK SERVICE

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 22d day of December, A. D. 1944.

It appearing that Emergency Order No. M-5 entered May 8, 1944, authorized common carriers by motor vehicle in interstate or foreign commerce to substitute rail service for motor vehicle service in some areas, which order was to continue in effect until December 31, 1944; and

It further appearing that the urgent need for the conservation of existing motor vehicle facilities heretofore found in the order of May 8, 1944, will continue to exist for an indefinite period after December 31, 1944:

*It is ordered*, That Emergency Order No. M-5 of May 8, 1944, be, and hereby is, continued in force and effect until December 31, 1945, unless otherwise ordered by the Commission; and

*It is further ordered*, That this order shall become effective December 31, 1944; and

*It is further ordered*, That notice of this order be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(Secs. 204 (e), (f), and 217; 56 Stat. 176, 49 Stat. 560-561; 49 U.S.C. 304, 317)

By the Commission.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 44-19777; Filed, Dec. 29, 1944;  
11:56 a. m.]

No. 260—4

[Emergency Order M-3, Amdt. 1]

#### PART 215—EMERGENCY OPERATING AUTHORITIES

#### PERIOD OF APPLICABILITY

At a session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 22nd day of December, A. D. 1944.

It appearing that it is in the public interest to continue for a further period the provisions of Emergency Order No. M-3, relating to transportation by regular route common carriers of property by motor vehicle over direct routes;

*It is ordered*, Under authority of Section 204 (f), Interstate Commerce Act, that § 215.4, Emergency Order No. M-3, issued on the 24th day of September, A. D. 1943 (8 F.R. 13398), be, and it is hereby, amended to read as follows:

§ 215.4 *Period of applicability.* This order shall become effective October 1, 1943, and shall remain in effect only until December 31, 1945, or such earlier time as the Commission may by order hereafter designate.

*It is further ordered*, That this amendment shall become effective December 31, 1944.

*And it is further ordered*, That notice of this order be given to the general public by depositing a copy hereof in the Office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

(Sec. 101, 56 Stat. 176; 49 U. S. C. 304 (f), Pub. Law 509, approved Dec. 20, 1944)

By the Commission, Division 5.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 44-19775; Filed, Dec. 29, 1944;  
11:56 a. m.]

#### Notices

#### WAR DEPARTMENT.

[Civilian Restrictive Order 32]

#### WEST COAST EXCLUSION ZONE

#### DESIGNATION AND ESTABLISHMENT OF ZONE

DECEMBER 15, 1944.

Headquarters Western Defense Command Office of the Commanding General Presidio of San Francisco, California.

Under the authority of Presidential Executive Order No. 9066, 19 February 1942 (7 F.R. 1407), and letter of the Secretary of War, 10 December 1944, and pursuant to a determination that the present action is dictated by military necessity, the West Coast Exclusion Zone is hereby designated and established. The said Zone shall comprise Military Area No. 1 and the California portion of Military Area No. 2 as established and

defined by Public Proclamation Nos. 1 (7 F.R. 2320) and 16 (8 F.R. 3256), Commanding General, Western Defense Command, dated 2 March 1942 and 2 March 1943 respectively.

H. C. PRATT,  
Major General, U. S. Army,  
Commanding.

[F. R. Doc. 44-19711; Filed, Dec. 23, 1944;  
4:37 p. m.]

#### DEPARTMENT OF LABOR.

#### Wage and Hour Division.

#### COTTON; DEFINITION OF "AREA OF PRODUCTION"

#### NOTICE OF HEARING WITH RESPECT TO PROPOSED AMENDMENT

In the matter of the amendment of § 536.2 (a), Part 536, Title 29, Chapter V (Regulations of the Wage and Hour Division defining the term "area of production").

Pursuant to section 13 (a) (10) of the Fair Labor Standards Act of 1938 the Administrator of the Wage and Hour Division, United States Department of Labor, issued Regulations, Part 536, Title 29, Chapter V, Code of Federal Regulations, as amended, defining the "area of production." In *Addison, et al. v. Holly Hill Fruit Products, Inc.*, 64 S. Ct. 1215, the United States Supreme Court held these regulations to be invalid on the ground that the "area of production" could not be defined in terms of the number of employees in the plan, and remanded the case to the District Court "with instructions to hold it until the Administrator, by making a valid determination of the area with all deliberate speed, acts within the authority given him by Congress." With a view to carrying out the duty imposed upon the Administrator by section 13 (a) (10) of the Fair Labor Standards Act, and by the order of the United States Supreme Court in the case of *Addison, et al. v. Holly Hill Fruit Products, Inc.*, it is proposed to revise the definition of the "area of production" as used in such section insofar as cotton is concerned. In accordance with this purpose,

Notice is hereby given, that it has been proposed that the "area of production" as defined in § 536.2 (a), Part 536, Title 29, Chapter V, Code of Federal Regulations, be redefined with respect to cotton as follows:

An individual shall be regarded as employed within the area of production within the meaning of section 13 (a) (10), if he is so engaged in an establishment which is located in the open country or in a rural community and the establishment obtained during the preceding calendar year 85 percent or more of its cotton:

(1) From farms not more than the following distances from the establishment, measured by the shortest usable road:

30 miles in a state with a density of population of 50 per square mile or more, or

40 miles in a state with a density of population of 20 and less than 50 per square mile, or

50 miles in a state with a density of population of less than 20 per square mile, or

(2) From other establishments (other than transportation facilities), located in the open country or in a rural community, not more than the following distances from the establishment, measured by the shortest usable road:

10 miles in a state with a density of population of 50 per square mile or more, or

15 miles in a state with a density of population of 20 and less than 50 per square mile, or

20 miles in a state with a density of population of less than 20 per square mile,

according to the latest available United States Census.

As used in this paragraph "open country" or "rural community" shall not include any city or town of 2,500 or greater population according to the latest available United States Census, or any area, as measured by the shortest usable road within:

3 miles from the town or city limits of a town or city with a population of 2,500 to 9,999; or

6 miles from the city limits of a town or city with a population of 10,000 to 24,999; or

10 miles from the city limits of a city with a population of 25,000 to 99,999; or

20 miles from the city limits of a city with a population of 100,000 or greater.

A hearing will be held on February 1, 1945 at 10 a. m. in the National Headquarters Office, Wage and Hour and Public Contracts Divisions, United States Department of Labor, 165 West 46th Street, New York, New York, before the Administrator or a presiding officer designated by him for the purpose of receiving evidence and hearing argument on the question whether the foregoing definition of the "area of production" with respect to cotton shall be adopted by the Administrator, and, if not, what other definition shall be issued by him.

Any interested person may appear at the hearing to offer evidence: *Provided*, That such person shall file with the Administrator of the Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York 19, New York, not later than January 20, 1945, a notice of his intention to appear containing the following information:

1. The name and address of the person appearing and the branch of the industry in which he is concerned;

2. If such person is appearing in a representative capacity, the names and addresses of the persons or organizations he is representing;

3. Whether he is appearing in support of or in opposition to the proposed amendment, and what other amendments, if any, he is proposing; and

4. The approximate amount of time he will require for his presentation.

Written statements in lieu of personal appearance may be mailed to the Administrator: *Provided*, That all such statements shall be filed with the Administrator prior to the date of the hearing.

Copies of the following report will upon written request to the Administrator be made available to any interested person.

*Area of Production: Cotton*, December 1944, prepared by the Economics Branch, Wage and Hour and Public Contracts Divisions, United States Department of Labor.

This report will be made a part of the record of the hearing.

Signed at New York, New York, this 27th day of December 1944.

L. METCALFE WALLING,  
*Administrator.*

[F. R. Doc. 44-19713; Filed, Dec. 28, 1944; 4:38 p. m.]

## OFFICE OF THE COORDINATOR OF INTER-AMERICAN AFFAIRS.

### DEPUTY COORDINATOR OF INTER-AMERICAN AFFAIRS

#### DESIGNATION AND DELEGATION OF AUTHORITY TO PERFORM DUTIES AND FUNCTIONS OF COORDINATOR

By virtue of authority vested in the Coordinator of Inter-American Affairs by Executive Orders Nos. 8840 (6 F.R. 3857) and 9116 (7 F.R. 2527), Wallace K. Harrison is hereby designated Deputy Coordinator of Inter-American Affairs and is hereby authorized as Deputy Coordinator, in the absence or unavailability of the Coordinator, to perform and exercise all the duties, powers and functions heretofore and hereafter authorized by law to be performed and exercised by the Coordinator, including the power to designate his successor or substitutes with like duties, powers and functions.

This authorization shall remain in effect until specifically revoked or modified by the Coordinator or the Deputy Coordinator and shall supersede the orders designating the Acting Coordinator of Inter-American Affairs, dated August 5, 1942 (7 F.R. 6156); February 26, 1944 (9 F.R. 2443); March 7, 1944 (9 F.R. 2670); and April 4, 1944 (9 F.R. 3717).

Dated: December 26, 1944.

NELSON A. ROCKEFELLER,  
*Coordinator.*

[F. R. Doc. 44-19706; Filed, Dec. 28, 1944; 1:51 p. m.]

## FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6677]

JOE L. SMITH, JR.

### NOTICE OF HEARING

In re application of Joe L. Smith, Jr. (New); date filed July 25, 1944; for construction permit for a new standard

broadcast station; class of service, broadcast; class of station, broadcast; location, Charleston, West Virginia; operating assignment specified; Frequency, 1400 kc; power, 250 w; hours of operation, unlimited. File No. B-2-P-3666.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Reed D. Smith, Docket No. 6678, upon the following issues:

1. To determine the applicant's legal, technical, financial, and other qualifications to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary broadcast service from the operation of the proposed station and what other broadcast services are available to these areas and populations.

3. To determine the type and character of the program service which applicant may be expected to render and the extent to which such service is now being rendered by any other station or stations serving the proposed area in whole or in part.

4. To obtain information concerning applicant's proposals with respect to the employment of personnel to construct and operate the proposed station.

5. To determine whether the granting of this application would be consistent with the Commission's Standards of Good Engineering Practice, particularly in view of the expected daytime interference limitation to the service of the proposed station.

6. To determine whether the granting of this application would serve an outstanding public need or national interest within the meaning of the Commission's supplemental statement of policy of January 26, 1944.

7. To determine whether the granting of this application would be otherwise consistent with the policy announced by the Commission in its memorandum opinion of April 27, 1942, as supplemented.

8. To determine whether public interest, convenience, or necessity would be served by a grant of this application or by a grant of the application of Reed D. Smith (File No. B2-P-3704, Docket No. 6678), or either of them.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicant already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.



The applicant's address is as follows:  
Joe L. Smith, Jr., 608 Woodlawn Avenue,  
Box 230, Beckley, West Virginia.

Dated at Washington, D. C., December  
19, 1944.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 44-19750; Filed, Dec. 29, 1944;  
11:19 a. m.]

[Docket No. 6678]

REED D. SMITH

#### NOTICE OF HEARING

In re application of Reed D. Smith (New); date filed, September 25, 1944; for construction permit for a new standard broadcast station; class of service, broadcast; class of station, broadcast; location, Charleston, West Virginia; operating assignment specified: Frequency, 1400 kc; power, 250 w; hours of operation unlimited. File No. B2-P-3704.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Joe L. Smith, Jr., Docket No. 6677, upon the following issues:

1. To determine the applicant's legal, technical, financial, and other qualifications to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary broadcast service from the operation of the proposed station and what other broadcast services are available to these areas and populations.

3. To determine the type and character of the program service which applicant may be expected to render and the extent to which such service is now being rendered by any other station or stations serving the proposed area in whole or in part.

4. To obtain information concerning applicant's proposals with respect to the employment of personnel to construct and operate the proposed station.

5. To determine whether the granting of this application would be consistent with the Commission's Standards of Good Engineering Practice, particularly in view of the expected daytime interference limitation to the service of the proposed station.

6. To determine whether the granting of this application would serve an outstanding public need or national interest within the meaning of the Commission's supplemental statement of policy of January 26, 1944.

7. To determine whether the granting of this application would be otherwise consistent with the policy announced by the Commission in its memorandum opinion of April 27, 1942 as supplemented.

8. To determine whether public interest, convenience, or necessity would be served by a grant of this application or by a grant of the application of Joe L.

Smith, Jr. (File No. B2-P-3666, Docket No. 6677), or either of them.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicant already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows:  
Reed D. Smith, 433 East Town Street,  
Columbus 15, Ohio.

Dated at Washington, D. C., December  
19, 1944.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 44-19751; Filed, Dec. 23, 1944;  
11:20 a. m.]

[Docket No. 6703]

WREN BROADCASTING CO.

#### NOTICE OF HEARING

In re application of The WREN Broadcasting Company (WREN); date filed, May 24, 1944; for construction permit to increase night power, install directional antenna for day and night use, and move transmitter and main studio; class of service, broadcast; class of station, broadcast; location, Topeka, Kansas; operating assignment specified: Frequency, 1250 kc; power, 5 kw; hours of operation: L-KFKU. File No. B4-P-3625.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing for the following reasons:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors, and stockholders, to construct and operate Station WREN as proposed herein.

2. To determine the areas and populations which may be expected to gain or lose primary broadcast service from the proposed operation of Station WREN, and what other broadcast services are available to these areas and populations.

3. To determine the type and character of the program service which the applicant may be expected to render and the extent to which such service is now being rendered by any other station or stations serving the proposed area in whole or in part.

4. To determine the type and character of the program service which the applicant renders to its present service area

and the extent to which such program service is now being rendered by any other station or stations serving the portions of such area which may be deprived of the applicant's program service through the proposed operation.

5. To determine the extent of any interference which would result from the proposed operation of Station WREN and from the operation of Station WSAU, Wausau, Wisconsin, as proposed in the application (B4-P-3656) of Northern Broadcasting Co., Inc., as well as the areas and populations affected thereby, and what other broadcast service is available to such areas and populations.

6. To determine whether the granting of this application would tend toward a fair, efficient, and equitable distribution of radio service as contemplated by section 307 (b) of the Communications Act of 1934, as amended.

7. To determine whether the granting of this application would serve an outstanding public need or national interest within the meaning of the Commission's supplemental statement of policy of January 26, 1944.

8. To determine whether the granting of this application would be otherwise consistent with the policies announced by the Commission in its memorandum opinion of April 27, 1942, as supplemented.

9. To determine whether the applicant's proposals to remove its studio and transmitter to Topeka, Kansas would deprive Station KFKU, Lawrence, Kansas, of equipment needed to continue the operation of that station in the public interest.

10. To determine whether public interest, convenience, or necessity would be served by a grant of this application or the application (B4-P-3656) of Northern Broadcasting Co., Inc. (WSAU), or either of them.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant herein who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows:  
The WREN Broadcasting Co., Inc., Radio  
Station WREN, 8th and Vermont Street,  
Lawrence, Kansas.

Dated at Washington, D. C., December  
20, 1944.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 44-19752; Filed, Dec. 23, 1944;  
11:20 a. m.]

[Docket No. 6708]

## AUGUSTA BROADCASTING CO.

## NOTICE OF HEARING

In re application of Augusta Broadcasting Company (New); date filed, June 2, 1944; for construction permit for a new station; class of service, broadcast; class of station, broadcast; location, Charleston, South Carolina; operating assignment specified: Frequency, 1450 kc; power, 250 w; hours of operation, unlimited. File No. B3-P-3632.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, and of its officers, directors, and stockholders, to construct and operate the proposed station.
2. To determine the areas and populations which may be expected to gain primary broadcast service from the operation of the proposed station, and what other broadcast services are available to these areas and populations.
3. To determine the type and character of the program service which the applicant may be expected to render and the extent to which such service is now being rendered by any other station or stations serving the proposed service area in whole or in part.
4. To obtain full information concerning the applicant's proposals with respect to the employment of personnel to construct and operate the proposed station.
5. To determine the nature, extent, and effect of any interference which would result from the simultaneous operation of the proposed station and from the operation of Station WMFJ, Daytona Beach, Florida, as well as the areas and populations affected thereby, and the nature of other broadcast services available to these areas and populations.
6. To determine whether the granting of this application would tend toward a fair, efficient, and equitable distribution of radio service as contemplated by section 307 (b) of the Communications Act of 1934, as amended.
7. To determine whether the granting of this application would serve an outstanding public need or national interest within the meaning of the Commission's supplemental statement of policy of January 26, 1944.
8. To determine whether the granting of this application would be otherwise consistent with the policies announced by the Commission in its memorandum opinion of April 27, 1942, as supplemented.
9. To determine whether the granting of this application would result in the management of the applicant being placed in the hands of trustees without beneficial interest.
10. To determine whether, in view of the facts adduced in the foregoing issues, public interest, convenience or necessity would be served by the granting of this application.

The application involved herein will not be granted by the Commission unless

the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant herein who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Augusta Broadcasting Company, % W. R. Ringson, Radio Station WRDW, Tenth and Broad Streets, Augusta, Georgia.

Dated at Washington, D. C., December 22, 1944.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 44-19753; Filed, Dec. 29, 1944;  
11:20 a. m.]

[Docket No. 6722]

## PRESS WIRELESS, INC., AND WESTERN UNION TELEGRAPH CO.

## ORDER INSTITUTING INVESTIGATION AND SETTING HEARING DATE

In the matter of increased charges for press and government messages between France and the United States.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 19th day of December, 1944;

It appearing that Press Wireless, Inc., and The Western Union Telegraph Company have filed with the Commission tariff schedules to become effective January 1, 3 and 8, 1945, stating new increased charges for press and government messages between the United States and France via Press Wireless' direct radiotelegraph circuits; said tariff schedules being designated as follows:

## PRESS WIRELESS, INC.

F. C. C. No. 14:

4th Revised Page No. 24 (a).

3rd Revised Page No. 34 (a).

3rd Revised Page No. 34 (aa).

F. C. C. No. 16:

4th Revised Page No. 33 (a).

3rd Revised Page No. 46 (ee).

4th Revised Page No. 46 (eee).

## THE WESTERN UNION TELEGRAPH CO.

F. C. C. No. 180:

24th Revised Page 27.

25th Revised Page 27.

It further appearing that said tariff schedules state increased charges for ordinary and deferred press messages in interstate and foreign commerce; restrict the applicability of rates for government and press messages handled via Press Wireless direct radiotelegraph circuit to messages between the United States and Paris, France, instead of applying said rates between the United States and France (Liberated Area) as heretofore;

that under the proposed tariffs, messages received or originating at points in New York City except at the offices of Press Wireless, Inc. will carry a higher rate than under existing tariffs which provide for a uniform rate on such messages in all parts of New York City; that the rights and interests of the public may be injuriously affected thereby; and it being the opinion of the Commission that the effective date of said schedules in so far as they relate to increased charges and limit the applicability of the schedules to messages originating or terminating in Paris, France, should be postponed pending hearing and decision on the lawfulness of such increased charges and changed practices;

*It is ordered*, That the Commission, upon its own motion, without formal pleading, shall enter upon a hearing concerning the lawfulness of such new charges and practices set forth in the above-cited tariff schedules;

*It is further ordered*, That the operation of such new charges and practices set forth in the above-cited tariff schedules, be suspended; that the use of such new charges and practices be deferred for a period of three months beyond the respective dates now set forth in the tariff schedules containing such charges and practices, unless otherwise ordered by the Commission; and that during said period of suspension no changes shall be made in such charges and practices or in the charges and practices sought to be altered, unless authorized by special permission of the Commission;

*It is further ordered*, That an investigation be, and the same is hereby, instituted into the lawfulness of the rates, charges, classifications, regulations, practices, and services of Press Wireless, Inc. and The Western Union Telegraph Company, for and in connection with telegraph communication service between the United States and France;

*It is further ordered*, That in the event a decision as to the lawfulness of the charges and practices herein suspended has not been made during the suspension period, and said charges and practices shall go into effect, Press Wireless, Inc. and The Western Union Telegraph Company shall, until further order of the Commission, each keep an accurate account of all amounts received by reason of any such increases in charges, including increases resulting from such changes in practices; that each such carrier shall specify in such accounts by whom and in whose behalf such amounts are paid; and Press Wireless, Inc. and The Western Union Telegraph Company shall each file with this Commission a report, under oath, on or before the tenth day of each calendar month, commencing May 1, 1945, showing the amounts accounted for as aforesaid during the previous calendar month;

*It is further ordered*, That a copy of this order shall be filed in the office of the Federal Communications Commission with said tariff schedules herein suspended in part; that Press Wireless, Inc. and The Western Union Telegraph Company, carriers parties to such tariff schedules be, and they are hereby, each made a party respondent to this pro-

ceeding; and that copies hereof be served upon each such party respondent, and upon the Office of Price Administration;

*It is further ordered*, That this proceeding be, and the same is hereby, assigned for hearing beginning at 10 a. m. on the 17th day of January, 1945, at the offices of the Federal Communications Commission in Washington, D. C.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 44-19754; Filed, Dec. 29, 1944;  
11:21 a. m.]

## FEDERAL POWER COMMISSION.

[Docket No. G-579]

PENN-YORK NATURAL GAS CORP. AND REPUBLIC LIGHT, HEAT AND POWER CO., INC.

### ORDER FIXING DATE OF HEARING

DECEMBER 26, 1944.

Upon consideration of the joint amended application filed September 22, 1944, by Penn-York Natural Gas Corporation and Republic Light, Heat and Power Company, Inc., (1) for authority on the part of Penn-York Natural Gas Corporation to abandon and sell, and (2) a certificate of public convenience and necessity authorizing Republic Light, Heat and Power Company, Inc. to acquire and operate 3,941 feet of 8-inch, 8,134 feet of 6-inch, 1,119 feet of 4-inch and 300 feet of 3-inch pipe line extending from the vicinity of the Town of Sheridan, Chautauqua County, New York, to the storage field of Republic Light, Heat and Power Company, Inc. in the vicinity of Arkwright, Chautauqua County, New York;

The Commission orders that:

(A) A public hearing be held commencing on January 9, 1945, at 10 a. m. (e. w. t.) in the U. S. Court House (Niagara Square Station), Buffalo, New York, concerning the matters involved and the issues presented in this proceeding;

(B) Interested State commissions may participate in said hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] J. H. GUTRIE,  
Acting Secretary.

[F. R. Doc. 44-19726; Filed, Dec. 29, 1944;  
9:37 a. m.]

## FEDERAL TRADE COMMISSION.

—[Docket No. 5175]

COATCRAFT, INC.

### ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in

the City of Washington, D. C., on the 28th day of December, A. D. 1944.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

*It is ordered*, That Arthur F. Thomas, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

*It is further ordered*, That the taking of testimony in this proceeding begin on Thursday, January 11, 1945, at ten o'clock in the forenoon of that day (eastern standard time), in Room 3056, U. S. Court House, Philadelphia, Pennsylvania.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of facts; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] A. N. ROSS,  
Acting Secretary.

[F. R. Doc. 44-19755; Filed, Dec. 29, 1944;  
11:24 a. m.]

## INTERSTATE COMMERCE COMMISSION.

[Corrected S. O. 264]

### UNLOADING OF AUSTRALIAN WHEAT AT LOS ANGELES, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 26th day of December, A. D. 1944.

It appearing, that certain cars containing Australian wheat at Los Angeles, California, on the Pacific Electric Railway Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

*Australian wheat at Los Angeles, Calif., be unloaded.* (a) The Pacific Electric Railway Company, its agents or employees, shall unload forthwith cars listed below, containing Australian wheat now on hand at Los Angeles, California.

LN	90090	CEQ	133349
SP	37842	NYO	234703
ATSF	124013	SP	37540
ATSF	135259	PRR	46375
NP	11497	TENO	54803
ATSF	146309	CO	11291
NC	15522		

(b) Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when such carloads of Australian wheat have been completely unloaded. Upon receipt of such notice this order shall expire. (40 Stat. 101,

sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 931, 911; 49 U. S. C. 1 (10)-(17) 15 (2))

*It is further ordered*, That this order shall become effective immediately, and that a copy of this order and direction shall be served upon the Pacific Electric Railway Company and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARNEL,  
Secretary.

[F. R. Doc. 44-19772; Filed, Dec. 29, 1944;  
11:53 a. m.]

[Corrected S. O. 265]

### UNLOADING OF AUSTRALIAN WHEAT AT LOS ANGELES, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 26th day of December, A. D. 1944.

It appearing, that certain cars, containing Australian wheat at Los Angeles, California, on the Union Pacific Railroad Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action; it is ordered, that:

*Australian wheat at Los Angeles, Calif., be unloaded.* (a) The Union Pacific Railroad Company, its agents or employees, shall unload forthwith cars containing Australian wheat, listed below, now on hand at Los Angeles, California.

NKP	15545	NYO	123473
IP	29110	GMO	31253
ATSP	124327	MOP	24450
DRGW	65227	SSW	33130
		CNV	143509

(b) Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when such carloads of Australian wheat have been completely unloaded. Upon receipt of such notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 931, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

*It is further ordered*, that this order shall become effective immediately, and that a copy of this order and direction shall be served upon the Union Pacific Railroad Company and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C.,

and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 44-19779; Filed, Dec. 29, 1944;  
11:56 a. m.]

[Corrected S. O. 266]

#### UNLOADING OF AUSTRALIAN WHEAT AT LOS ANGELES, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 26th day of December A. D. 1944.

It appearing, that certain cars containing Australian wheat at Los Angeles, California, on the Southern Pacific Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: it is ordered, that:

*Australian wheat at Los Angeles, California, be unloaded.* (a) The Southern Pacific Company, its agents or employees, shall unload forthwith cars listed below, containing Australian wheat now on hand at Los Angeles, California.

SP	27143	SP	95561
SP	32443	SOU	261574
SP	97369	PRR	504063
ATSF	127675	ATSF	149830
SP	29105	CMSTP&P	701463
UP	307324	SOU	14160
MOP	94338	CRIP	133571
SOU	13243	NYC	130439
CMSTP&P	703382	T&NO	54453
UP	189234	SP	32362
ERIE	75720	GN	51003
CMSTP&P	18638	SP	15566
SP	20077	WAB	82289
SOU	10877	SP	82105
MOP	34283	SP	95699
ATSF	148590	SP	83084
SP	15707	UP	191275
GTW	470356	SP	33502

(b) Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when such carloads of wheat have been completely unloaded. Upon receipt of such notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately, and that a copy of this order and direction shall be served upon the Southern Pacific Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 44-19780; Filed, Dec. 29, 1944;  
11:56 a. m.]

[Corrected S. O. 267]

#### UNLOADING OF AUSTRALIAN WHEAT AT LOS ANGELES, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 26th day of December A. D. 1944.

It appearing, that certain cars, containing Australian wheat at Los Angeles, California, on the Atchison, Topeka and Santa Fe Railway Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

*Australian wheat at Los Angeles, California, be unloaded.* (a) The Atchison, Topeka, and Santa Fe Railway Company, its agents or employees, shall unload forthwith cars listed below containing Australian wheat now on hand at Los Angeles, California.

SP	30820	ATSF	138165
S&A	8170	ERIE	72947
ATSF	116392	UP	180458
SP	84396	UP	192330
ATSF	121463	ATSF	147040
ATSF	128243		

(b) Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when such carloads of Australian wheat have been completely unloaded. Upon receipt of such notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately, and that a copy of this order and direction shall be served upon The Atchison, Topeka and Santa Fe Railway Company and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 44-19781; Filed, Dec. 29, 1944;  
11:57 a. m.]

[S. O. 70-A, Special Permit 755]

#### RECONSIGNMENT OF CARROTS AT PHILADELPHIA, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22,

1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Philadelphia, Pennsylvania, December 26, 1944, by H. Rothstein & Sons, of car PFE 76273, carrots, now on the Pennsylvania Railroad, to York & Whitney Company, Boston, Mass. (PRR-NYNH&H Delivery).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of December 1944.

V. C. CLINGER,

Director,

Bureau of Service.

[F. R. Doc. 44-19783; Filed, Dec. 29, 1944;  
11:57 a. m.]

[Rev. S. O. 229, Special Permit 2]

#### LOADING OF COAL AT MINE OF PHOENIX COAL CO.

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph of Revised Service Order No. 229 of September 9, 1944, (9 F. R. 11213), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 229 insofar as it applies to the placing of 15 cars for loading with coal at the mine of the Phoenix Coal Company.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of December 1944.

V. C. CLINGER,

Director,

Bureau of Service.

[F. R. Doc. 44-19784; Filed, Dec. 29, 1944;  
11:57 a. m.]

## OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 3, Rev. 450]

## COMMON CARRIERS

## COORDINATED OPERATIONS IN SOUTH DAKOTA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6639, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing inter-

state or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective January 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 28th day of December 1944.

C. D. Young,  
Deputy Director,  
Office of Defense Transportation.

## APPENDIX 1

Federal Manager of the Properties of Wilson Storage and Transfer Co., Minneapolis, Minn.

M. M. Barkley, doing business as M. M. Barkley Truck Line, Watertown, S. Dak.

[F. R. Doc. 44-18693; Filed, Dec. 23, 1944; 2:19 p. m.]

[Supp. Order ODT 3, Rev. 464]

## COMMON CARRIERS

## COORDINATED OPERATIONS IN GEORGIA

Upon consideration of a plan for joint action filed with the Office of Defense

Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6639, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordi-

<sup>1</sup> Filed as part of the original document.



nation of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective January 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 28th day of December 1944.

C. D. YOUNG,  
Deputy Director,  
Office of Defense Transportation.

#### APPENDIX 1

Mrs. C. E. Starr, Rockmart, Ga.  
J. S. White, doing business as White Transfer Co., Rockmart, Ga.  
Roy Maulding, doing business as Rockmart Transfer Co., Rockmart, Ga.

[F. R. Doc. 44-19694; Filed, Dec. 28, 1944;  
2:20 p. m.]

[Supp. Order ODT 3, Rev. 465]

#### COMMON CARRIERS

#### COORDINATED OPERATIONS BETWEEN POINTS IN DESIGNATED STATES

Coordinated operations between points in the States of Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New Hampshire, New York, North Carolina, Ohio, Oklahoma,

Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, Vermont, West Virginia, Wisconsin, and the District of Columbia.

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier

<sup>1</sup> Filed as part of the original document.

forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective January 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 28th day of December 1944.

C. D. YOUNG,  
Deputy Director,  
Office of Defense Transportation.

#### APPENDIX 1

Weathers Bros. Transfer Co., Inc., Atlanta, Ga.  
Continental Carriers, Inc., Atlanta, Ga.  
Consolidated Van & Storage Companies, Inc., Atlanta, Ga.  
Russell C. House Transfer & Storage, Inc., Atlanta, Ga.  
Foy Newton Suddath, doing business as Suddath Moving & Storage Co., Atlanta, Ga.  
Grady Russell Wallace, doing business as Southeastern Transfer and Storage Co., Atlanta, Ga.  
Washburn Storage Co., Macon, Ga.  
E. K. Smith, Jr., doing business as Smith Transfer Co., East Point, Ga.

[F. R. Doc. 44-19695; Filed, Dec. 28, 1944;  
2:20 p. m.]



[Supp. Order ODT 3, Rev. 466]

## COMMON CARRIERS

## COORDINATED OPERATIONS WITHIN DESIGNATED EASTERN STATES

Coordinated operations within the States of New Hampshire, Vermont, Massachusetts, Connecticut, Maine, Rhode Island, New York, New Jersey, and Pennsylvania, and the District of Columbia.

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to file tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability

to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective January 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 28th day of December 1944.

C. D. Young,  
Deputy Director,  
Office of Defense Transportation.

## APPENDIX 1

Kenneth G. Moore, doing business as E. G. Moore, Truckman, Manchester, N. H.

W. M. Auclair, doing business as W. M. Auclair Motor Transportation, Manchester, N. H.

L. E. Bagley Co., Inc., Manchester, N. H.

Raymond Rivet, doing business as Rivet the Mover, Manchester, N. H.  
Philip A. Dupuis, Manchester, N. H.

[F. R. Doc. 44-10633; Filed, Dec. 23, 1944; 2:21 p. m.]

[Supp. Order ODT 3, Rev. 467]

## COMMON CARRIERS

## COORDINATED OPERATIONS BETWEEN POINTS AND PLACES IN NEW JERSEY, NEW YORK, PENNSYLVANIA, AND DELAWARE

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to file tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to

<sup>1</sup> Filed as part of the original document.

any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective January 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 28th day of December 1944.

C. D. Young,  
Deputy Director,  
Office of Defense Transportation.

#### APPENDIX 1

Hermann Forwarding Co., New Brunswick, N. J.  
Selover Trucking Co., Inc., South River, N. J.  
Warco Service, Inc., Plainfield, N. J.

[F. R. Doc. 44-19690; Filed, Dec. 28, 1944; 2:18 p. m.]

[Supp. Order ODT 3, Rev. 468]

#### COMMON CARRIERS

#### COORDINATED OPERATIONS BETWEEN KANSAS CITY, MO., AND POINTS IN KANSAS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not

be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective January 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 28th day of December 1944.

C. D. Young,  
Deputy Director,  
Office of Defense Transportation.

#### APPENDIX 1

Adams Transfer and Storage Co., Kansas City, Mo.  
Santa Fe Trail Transportation Co., Wichita, Kans.  
A. F. Mootz, doing business as A. F. Mootz Truck Line, Otis, Kans.  
Edwin L. Vincent, doing business as The Vincent Truck Lines, Wichita, Kans.

[F. R. Doc. 44-19691; Filed, Dec. 28, 1944; 2:17 p. m.]

<sup>1</sup> Filed as part of the original document.

## OFFICE OF PRICE ADMINISTRATION.

[MPR 260, Order 200]

JAMES M. SMITH

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) James M. Smith, 1st Avenue, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Red Earl.....	Corona.....	50	Per M \$48	Cents 6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic ci-

gars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19624; Filed, Dec. 27, 1944;  
4:52 p. m.]

[MPR 260, Order 201]

KEESEY &amp; WALLICK

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Keeseey & Wallick, Windsor, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Windale.....	Invincible.....	50	Per M \$48	Cents 6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the

manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19625; Filed, Dec. 27, 1944;  
4:52 p. m.]

[MPR 260, Order 202]

W. H. SNYDER

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered, That:*

(a) W. H. Snyder, 91 W. Main Street, Windsor, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Peter Manning..	Panotolas.....	50	Per M \$55	Cents 7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to pur-

chasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19626; Filed, Dec. 27, 1944;  
4:59 p. m.]

[MPR 260, Order 203]

JOHN W. DEITZ

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) John W. Deitz, 93 N. Main Street, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and

packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Garcia De Luxe.....	Invincible.....	50	Per M \$56	Cents 7
James Madison.....	5½ Invincible.....	60	60	3 for 15
Old Judge.....	5½ Invincible.....	50	48	6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19627; Filed, Dec. 27, 1944;  
4:59 p. m.]

[MPR 260, Order 205]

NATHAN ELSON & CO., INC.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Nathan Elson & Company, Inc., 10 S. Wells Street, Chicago, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
El Cubo.....	No. 6.....	60	Per M \$50	Cents 7
Ben Boy.....	Cadets.....	60	60	2 for 10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or

frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19629; Filed, Dec. 27, 1944;  
4:58 p. m.]

[MPR 260, Order 207]

B & B CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) B & B Cigar Company, E. Market St., Hellam, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Garcia Selectos.....	After Dinner.....	50	Per M \$45	Cts. 6
Plantation.....	Plantation.....	50	55	7
After Dinner Queens.....	After Dinner.....	50	45	6
Croydon Hall.....	Croydon Hall.....	50	45	6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of

domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19631; Filed, Dec. 27, 1944;  
4:51 p. m.]

[MPR 260, Order 209]

A. A. YOUNG & CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Claude P. Young d. b. a., A. A. Young & Company, 107 So. Main Street, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Garcia De Luna.....	De Luna.....	50	Per M \$50	Cts. 7
Commander.....	Perfecto Colophon.....	50	45	6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19632; Filed, Dec. 27, 1944;  
4:52 p. m.]

[MPR 260, Order 209]

EDGEWOOD CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Edgewood Cigar Company, Edgewood Avenue, Red Lion, Pa. (hereinafter



called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Edgewood 320...	4¾ Perfecto...	50	Per M \$48	Cents 6
Morgan Dietz...	4¾ Perfecto...	50	48	6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19633; Filed, Dec. 27, 1944;  
4:52 p. m.]

[MPR 260, Order 210]

RAYMOND A. MITZEL

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Raymond A. Mitzel, 673 W. Broadway, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Margie M. ....	Club House...	50	Per M \$50	Cents 7
Mitzel's .....	Club House...	50	50	7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19634; Filed, Dec. 27, 1944;  
4:50 p. m.]

[MPR 260, Order 211]

BOWMAN CIGAR CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Bowman Cigar Co., 80 E. Main St., Dallastown, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Bowman's Best...	Special Selection.	50	Per M \$50	Cents 7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer

turer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19635; Filed, Dec. 27, 1944;  
5:00 p. m.]

[MPR 260, Order 212]

PAUL G. KLINE

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Paul G. Kline, 30 S. Main Street, East Prospect, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Elite.....	Londres.....	50	Per M \$50	Cents 7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19636; Filed, Dec. 27, 1944;  
5:00 p. m.]

[MPR 260, Order 213]

MAX LONNERSTATER

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regu-

lation No. 260, as amended, *It is ordered*, That:

(a) Max Lonnerstater, 2014 Blaine Avenue, Detroit 6, Michigan (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
Maximino Florio...	Cocha...	50	Per M \$12.00	Cents 22
	Londres...	25	212.25	25
	Araca...	25	222.00	30

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19637; Filed, Dec. 27, 1944;  
4:59 p. m.]

[MPR 260, Order 214]

AL PRICE TOBACCO CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended; *It is ordered, That:*

(a) Al Price Tobacco Co., 6388 Delmar Blvd., St. Louis 5, Mo. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
La Flor de Lis...	Londres.....	25	Per M \$145	Cents 3 for 55

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his

most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19638; Filed, Dec. 27, 1944;  
4:57 p. m.]

[MPR 260, Order 215]

DESIDERIO CAMACHO, L. PATTERSON MERCANTILE CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended; *It is ordered, That:*

(a) Desiderio Camacho, L. Patterson Mercantile Co., Mankato, Minn. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
La Flor De Lis...	Conchas.....	50	Per M \$145	Cents 3 for 55

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing

differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19639; Filed, Dec. 27, 1944;  
5:03 p. m.]

[MPR 260, Order 216]

B. MIRSKY & SON

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended; *It is ordered, That:*

(a) B. Mirsky & Son, 468 Third St., San Francisco 7, Calif. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and pack-

ing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Bolivar.....	Champions..	25	Per M \$245.00	3 for \$1.00
	Belvederes..	25	233.00	.25
	Perfectos..	25	216.50	.33
Partagas.....	Club Corona..	25	239.00	3 for \$1.00
	Victory.....	50	145.00	3 for .65

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-18640; Filed, Dec. 27, 1944;  
4:56 p. m.]

[MPR 260, Order 217]

SPURGEON C. KOHLER

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Spurgeon C. Kohler, Howard Street, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
First National....	.....	50	Per M \$31	Cents 8

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-18641; Filed, Dec. 27, 1944;  
4:57 p. m.]

[MPR 260, Order 218]

KALTREIDER CIGAR CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Kaltreider Cigar Co., 418 W. Main St., Dallastown, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size of frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Florida Bolivar....	Parlor....	50	Per M \$35	Cents 7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Pack-

ing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19642; Filed, Dec. 27, 1944;  
4:53 p. m.]

[MPR 260, Order 219]

ED. J. HOFFMAN

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Ed. J. Hoffman, 616½ Front St., Brainerd, Minn. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
William Hooper....	Perfecto....	50	Per M \$93.75	Cents 2 for 25

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19643; Filed, Dec. 27, 1944;  
4:53 p. m.]

[MPR 260, Order 220]

D. ACOSTA & SON

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) D. Acosta & Son, 952 E. Broadway, Tampa 5, Florida (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Itsa-Tampa....	Palmas.....	60	Per M \$141	Cents 3 for 15
	Reinas.....	60	60	12
	Glorias.....	60	115	15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.



This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19644; Filed, Dec. 27, 1944;  
4:56 p. m.]

[MPR 260, Order 221]

CHARLES D. RIDER

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Charles D. Rider, Rear 33 N. Main St., Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Rider's Hand Made.	Rider's Sonares.	50	Per M \$43	Cts. 6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19645; Filed, Dec. 27, 1944;  
4:56 p. m.]

[MPR 260, Order 222]

MRS. MARGARET REACHARD

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Mrs. Margaret Reachard, Church Alley, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Handmade.....	.....	50	Per M \$43	Cents 6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942

on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19646; Filed, Dec. 27, 1944;  
4:46 p. m.]

[MPR 260, Order 223]

OTTIS L. TAYLOR

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Ottis L. Taylor, 2d & Cherry Alley, Yoe, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
A-Gala.....	Per 50.....	50	Per M \$43	Cents 6
Taylor's Special...	Per 50.....	50	43	6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19647; Filed, Dec. 27, 1944;  
4:45 p. m.]

[MPR 260, Order 224]

VICTOR M. DIAZ

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant

to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

(a) Victor M. Diaz, 1231 E. Broadway, Tampa 5, Florida (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
La Rosa de Tampa....	(Corona.....	50	Per M \$56	Cts. 7
	(Corona Extra.	50	56	7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19648; Filed, Dec. 27, 1944;  
4:54 p. m.]

[MPR 260, Order 226]

EDW. C. GROTHE

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Edw. C. Grothe, 215 S. Main St., Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Golden Leaf....	.....	50	Per M \$44	Cents 2 for 11
		50	44	2 for 11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942

price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19650; Filed, Dec. 27, 1944;  
4:55 p. m.]

[MPR 260, Order 227]

D. & W. CIGAR CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) D. & W. Cigar Company, 137 W. Gay Street, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Garcia	4 7/8 Garcia	50	Per M \$40	Cents 5
Grandella	4 7/8 Perfecto	50	40	5

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the

same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19651; Filed, Dec. 27, 1944;  
4:55 p. m.]

[MPR 260, Order 230]

TEMPLE CIGAR CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Temple Cigar Company, East Prospect, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price

and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
The War	Perfecto	50	Per M \$44	Cents 2 for 11
Harold Imperial	Coronas	50	43	6
The War	Coronas	50	43	6
Charles the Third	Perfecto	50	44	2 for 11
Colony & Hop King	Coronas	50	43	6
Charles the Third	Coronas	50	43	6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19654; Filed, Dec. 27, 1944;  
5:01 p. m.]

[MPR 260, Order 231]

KEYSTONE CIGAR CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Keystone Cigar Co., 313 W. Grant St., Lancaster, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Lord Lancaster..	Invincible.....	50	Per M \$56	Cents 7
Flor de Castleton.	Queens.....	50	56	7
Sau Fino.....	Extras.....	50	56	7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19655; Filed, Dec. 27, 1944;  
5:01 p. m.]

[MPR 260, Order 233]

EARL W. SMITH

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Earl W. Smith, R. F. D. #1, Wrightsville, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Billy.....	Corona.....	50	Per M \$49	Cents 6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942

on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19657; Filed, Dec. 27, 1944;  
5:01 p. m.]

[MPR 260, Order 236]

E. B. STRICKLER

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) E. B. Strickler, R. D. #3, York, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Artola.....	5 3/4" Corona....	50	Per M \$60.	Cents 7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19660; Filed, Dec. 27, 1944;  
5:02 p. m.]

[MPR 260, Order 237]

J & H. CIGAR CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) J & H. Cigar Co., 219 Broadway, Bethlehem, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
El Comodoro.....	Blunts.....	50	Per M \$75	Cents 19

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19661; Filed, Dec. 27, 1944;  
4:51 p. m.]

[MPR 260, Order 240]

GRACE BLANCO CIGAR FACTORY

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Grace Blanco Cigar Factory, 6116 22d St., Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Grace Blanco.....	Coronas.....	50	Per M \$50	Cents 24 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.



(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December, 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19664; Filed, Dec. 27, 1944;  
4:58 p. m.]

[MPR 260, Order 241]

T. D. CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended; *It is ordered, That:*

(a) T. D. Cigar Company, 1562 Van Loan Street, Shreveport, La. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
La Flor de Lis...	(Conchas..... Media Co- ronas.	50 25	Per M \$145.00 195.75	Cents 3 for 55 28

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased.

Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19665; Filed, Dec. 27, 1944;  
4:49 p. m.]

[MPR 260, Order 242]

T. A. WINTER SONS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) T. A. Winter Sons, Park St., Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Red Bird.....	.....	50	Per M \$48	Cents 6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19668; Filed, Dec. 27, 1944;  
4:49 p. m.]

[MPR 260, Order 243]

SANDRA CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant

to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Sandra Cigar Co., 1420½ Seventh Avenue, Tampa 5, Florida (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Sandra.....	Corona.....	50	Per M \$75	Cents 10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19667; Filed, Dec. 27, 1944;  
4:50 p. m.]

#### [MPR 260, Order 245]

##### PACKER BROS.

##### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended; *It is ordered, That:*

(a) Packer Brothers, 318 West 47th Street, New York 19, New York (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
			Per M	
	Belvedere.....		\$2.50	\$3.00
	Perfecto.....		\$2.50	\$3.00
	American.....		\$2.50	\$3.00
Bolivar.....	Coronado.....		\$2.50	\$3.00
	Champion.....		\$2.50	\$3.00
Partagas.....	Petite Corona.....		\$2.50	\$3.00

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing dif-

ferentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19663; Filed, Dec. 27, 1944;  
4:46 p. m.]

#### [MPR 260, Order 248]

##### JOSE E. REYES & Co.

##### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Jose E. Reyes & Co., 108 E. Jefferson St., Quincy, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Lo Florida Jose E. Reyes & Co.	Perfecto.....	50	Per M \$60	Cents 21 x 15
La Palma.....	Perfecto.....	50	60	21 x 15
Joe's Best Center.....	Joe's.....	50	44	21 x 11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March

1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19672; Filed, Dec. 27, 1944;  
4:48 p. m.]

[MPR 260, Order 250]

TAMPA-VANA CIGAR CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) P. Lluís dba. Tampa-Vana Cigar Co., 2007½ 11th St., Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the ap-

propriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Palm Tree....	De Luxe Corona...	50	\$154.00	20
Quevedo.....	De Luxe Corona...	50	154.00	20
Palm Tree....	De Luxe Kings....	50	138.00	18
Le Morenda....	Corona Grande....	50	131.00	17
Palm Tree....	Ambassador-Pan- atelas.	50	103.75	2 for 29
La Pinta.....	Nacionales.....	50	138.00	18

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19674; Filed, Dec. 27, 1944;  
4:48 p. m.]

[MPR 260, Order 251]

F. S. BAER CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) F. S. Baer Company, 158 W. Adams Blvd., Los Angeles 7, Calif. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Tufuma.....	Queens.....	50	\$103.75	2 for 29
Baco.....	Clubman.....	50	103.75	2 for 29
Imposa.....	Casinos.....	50	97.00	13
	(Grandes.....	50	123.00	16
Baco.....	Club.....	50	138.00	18
	Perfectos.....	50	134.00	2 for 35

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely com-

petitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer), shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 28, 1944.

Issued this 27th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19675; Filed, Dec. 27, 1944;  
4:48 p. m.]

[Max. Import Price Reg., Order 65]

#### IMPORTED DATES

#### ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, It is ordered:

(a) *Effect of this order.* This order establishes maximum prices which may be charged for pitted Hallowi and pitted Sayer dates of the 1944 crop, imported from Iraq, when sold in bulk, to any person by primary wholesalers or other distributors who do not qualify as wholesalers under Maximum Price Regulation No. 421.

(b) *Maximum prices for bulk sales.* The maximum prices at which sales and purchases subject to this order may be made in bulk are the following:

Description:	Maximum prices (cents per pound)
Pitted Hallowi.....	25
Pitted Sayer.....	24

Terms: 1%, 10 days, net 30 days, ex warehouse, U. S. port of entry.

(c) *Application of Maximum Import Price Regulation.* Unless the context otherwise requires, the provisions of the Maximum Import Price Regulation, as amended, shall apply to sales for which maximum prices are established by this order.

(d) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective December 29, 1944.

Issued this 28th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19718; Filed, Dec. 23, 1944;  
4:50 p. m.]

[MPR 120, Amdt. 5 to Order 808]

CLINCHMORE COAL MINING CO.

#### ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 5 to Order No. 906 under Maximum Price Regulation No. 120. Bituminous coal delivered from mine or preparation plant; Docket No. 6053-120-207 (a)-112.

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with § 1340.207 (a) of Maximum Price Regulation No. 120, It is ordered:

Order No. 906 under Maximum Price Regulation No. 120 is hereby amended by deleting footnote 3 thereof.

This Amendment No. 5 to Order No. 906 shall become effective December 31, 1944.

Issued this 28th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19719; Filed, Dec. 23, 1944;  
4:49 p. m.]

[Order 23 Under 3 (c)]

#### CONCO ENGINEERING WORKS

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, It is ordered:

(a) The maximum prices for sales by distributors to dealers of the following three models of coal stokers manufactured by the Conco Engineering Works, Mendota, Illinois, shall be:

Model No. W-1, 15 pounds per hour, \$147.35 each.  
Model No. W-3, 30 pounds per hour, \$163.75 each.  
Model No. W-5, 50 pounds per hour, \$180.50 each.

(b) The maximum prices established by this order are f.o.b. distributors warehouse.

(c) The maximum prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) Each distributor shall notify each of his dealers at or before the time of the first invoice, of the maximum prices established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 29, 1944.

Issued this 28th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19715; Filed, Dec. 23, 1944;  
4:51 p. m.]

[Order 24 Under 3 (e)]

SHELL OIL CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, It is ordered, That:

The Shell Oil Company of New York, New York, is hereby authorized to sell Shell Handy Oil in 4-ounce cans at wholesale prices not to exceed 10¢ per can, excluding tax within the East of the Rockies marketing territory of said company and the Shell Oil Company and all other retailers are hereby authorized to sell Shell Handy Oil in 4-ounce cans at retail prices not to exceed 15¢ per 4-ounce can, excluding tax, at all points within the East of the Rockies territory of the Shell Oil Company.

All sellers are required to maintain their customary discount allowances and price differentials applying to sales of comparable items.

The Shell Oil Company shall for a period of 90 days place in each case of Shell Handy Oil a notice to retailers as follows:

The Office of Price Administration has established maximum prices for retail sales of Shell Handy Oil in 4-ounce cans at 15¢ per 4-ounce can. All sellers are required to maintain their customary discount allowances and price differentials applying to like sales of comparable items.

This order may be revoked or amended at any time by the Office of Price Administration.

This Order No. 24 shall become effective December 29, 1944.

Issued this 28th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19716; Filed, Dec. 23, 1944;  
4:51 p. m.]

[MPR 136, Revocation of Order 47]

CHICAGO MOLDED PRODUCTS CORP.

#### REVOCATION OF ADJUSTMENT ORDER

Order Revoking Order No. 47 Under Maximum Price Regulation 136, as amended. Machines and parts, and machinery services. Chicago Molded Products Corporation; Docket No. SO-22-161.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1390.25a of Maximum Price Regulation 136, as amended, It is hereby ordered:

Order No. 47 under Maximum Price Regulation 136, as amended—Machines and Parts, and Machinery Services, issued May 21, 1943, effective May 22, 1943, is hereby revoked.

This order shall become effective January 1, 1945.

Issued this 28th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19717; Filed, Dec. 28, 1944;  
4:49 p. m.]

[MPR 188, Order 3168]

OGLE, INC.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries, of a coffee table and a garden chair manufactured by Ogle, Incorporated, 101 West Union Street, Pasadena, California.

(1) (i) For all sales and deliveries since the effective date of Maximum Price Regulation No. 188, by the manufacturer to retailers, and by the manufacturer to persons, other than retailers, who resell from the manufacturer's stock, the maximum prices are those set forth below:

Article	Model No.	Maximum price to persons, other than retailers, who resell from manufacturer's stock	Maximum price to retailers
Coffee table.....	CT	Each \$4.46	Each \$5.25
Garden chair.....		10.74	12.64

These prices are f. o. b. factory, and are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated October 21, 1944.

(ii) For all sales and deliveries by the manufacturer to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined by applying to the prices specified, the discounts, allowances, and other price differentials made by the manufacturer, during March 1942, on sales of the same type of article to the same class of purchaser and on the same terms and conditions. If the manufacturer did not make such sales during March 1942 he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method § 1499.158, of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until authorized by the Office of Price Administration.

(2) (i) For all sales and deliveries on and after the effective date of this order

to retailers by persons, other than the manufacturer, who sell from the manufacturer's stock, the maximum prices are those set forth below, f. o. b. factory:

Article and Model No.:	Maximum price to retailers (each)
Coffee table, CT.....	\$5.25
Garden chair.....	12.64

These prices are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles in the manufacturer's application dated October 21, 1944.

(ii) For all sales and deliveries by persons who sell from the manufacturer's stock, to any other class of purchaser or on other terms and conditions of sale, maximum prices shall be determined under the applicable provisions of the General Maximum Price Regulation.

(b) At the time of or prior to the first invoice to each purchaser, other than a retailer, who resells from the manufacturer's stock, the manufacturer shall notify the purchaser for resale of the maximum prices and conditions established by subparagraph (a) (2) of this order for such resales. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 29th day of December 1944.

Issued this 28th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19720; Filed, Dec. 28, 1944;  
4:49 p. m.]

[MPR 188, Order 3169]

DETROIT BRASS FOUNDRY

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) The maximum net price for sales to any person by the Detroit Brass Foundry of the Model SP1 polished brass or chrome plated brass combination swing spout sink faucet manufactured by it shall be \$3.95 each, f. o. b. point of manufacture.

(b) The maximum price for sales by plumbing and heating jobbers of the Model SP1 polished brass or chrome plated brass combination swing spout sink faucet manufactured by the Detroit Brass Foundry shall be:

	Each
On sales to plumbing and heating contractors or installers.....	\$5.20
On sales to commercial or industrial users.....	5.20
On sales to all other persons.....	5.70

(c) The maximum price for sales by retailers to any person of the Model SP1 polished brass or chrome plated brass combination swing spout sink faucet manufactured by the Detroit Brass Foundry shall be \$5.70 each.

(d) The maximum prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The maximum prices for sales on an installed basis of the Model SP1 polished brass or chrome plated brass combination swing spout sink faucet covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) The Detroit Brass Foundry shall notify each of its purchasers at or before the time of the first invoice of the maximum prices established by this order for the Detroit Brass Foundry on sales to such purchasers and the maximum price established for such purchaser's resale.

(g) The Detroit Brass Foundry shall tag each of its Model SP1 polished brass or chrome plated brass combination swing spout sink faucet, and shall print in a conspicuous place on such tag the following:

Maximum retail price, \$5.70.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 29, 1944.

Issued this 28th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19721; Filed, Dec. 28, 1944;  
4:49 p. m.]

[MPR 188, Order 3170]

OLIE BRIZENDINE CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.158 of Maximum Price Regulation No. 188, as amended; *It is ordered:*

(a) The maximum prices f. o. b. factory for sales by the Olie Brizendine Company of weatherstripping (exterior doors and windows) shall be \$7.20 per dozen.

(b) The maximum price established in (a) shall be subject to the following terms: 5 percent 10 days, 30 days net.

(c) The maximum prices for sales by retailers of the weatherstripping to consumers shall be \$1.00 each net.

(d) The maximum prices established by this order shall be subject to discounts, allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The Olie Brizendine Company shall print in a conspicuous place on the container of the weatherstripping, the following:

Maximum retail price \$1.00 each.



(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 29, 1944.

Issued this 28th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19722; Filed, Dec. 28, 1944;  
4:51 p. m.]

[Supp. Order 99,<sup>1</sup> Order 5]

GRIFFIN KNITTING MILLS, INC.

#### ADJUSTED CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1305.127 of Supplementary Order No. 99 and § 1372.101 (c) of Maximum Price Regulation 210, *It is ordered:*

(a) On and after December 29, 1944, Griffin Knitting Mills, Inc., Griffin, Georgia, may sell and deliver to any wholesaler, and any wholesaler may buy and receive from it, the following designated fall and winter knitted underwear, manufactured by Griffin Knitting Mills, Inc., at prices not in excess of the following adjusted ceiling prices:

Style and Description	Adjusted ceiling price (per dozen)
139, Men's Peeler, rib knit, napped carded yarn union suit, finished weight 10 lbs. on size 42, regular sizes	\$7.88
253, Men's Ecu, rib knit, napped carded yarn union suit, finished weight 12 lbs. on size 42, regular sizes	9.31
453, Men's Ecu, rib knit, napped carded yarn union suit, finished weight 14 lbs. on size 42, regular sizes	10.25
253B, Boys' Ecu, rib knit, napped carded yarn union suit, finished weight 6½ lbs. on size 12, regular sizes	6.03

(b) The adjusted ceiling prices set forth in paragraph (a) above are the maximum prices at which the designated garments may be sold and delivered to wholesalers. Such adjusted ceiling prices are subject to terms of Net 10-30 and to all allowances, price differentials and other trade practices customarily used by Griffin Knitting Mills, Inc., during 1942 on deliveries of comparable types of fall and winter knitted underwear.

(c) On and after December 29, 1944, the ceiling price for a sale at wholesale of any of the garments enumerated in paragraph (a) of this order, delivered to the seller by Griffin Knitting Mills, Inc., on and after December 29, 1944, shall be determined in the following manner:

(1) The seller shall first find his "cost base" for the garment being priced from the following table:

Style number:	Cost base
139	\$7.50
253	8.62½
453	9.50
253B	5.75

(2) The seller will then apply to the "cost base" for the garment being priced

his "initial percentage markup", determined in accordance with the appropriate rule set forth in subparagraph (3) of § 1372.102 (b) of Maximum Price Regulation 210 (Retail and Wholesale Prices for Fall and Winter Seasonal Commodities).

(3) The seller will then add to the amount found in (2) immediately above, the sum specified below for the style of garment being priced. This is the seller's new ceiling price for the garment being priced.

Style number:	Amount of adjustment (per dozen)
139	\$0.04
253	.33
453	.37
253B	.03

(4) The ceiling prices established for sales at wholesale in this paragraph (c) are subject to all discounts, allowances, price differentials and other trade practices which the seller used during 1942 on deliveries of comparable types of fall and winter knitted underwear.

(d) On and after December 29, 1944, Griffin Knitting Mills, Inc., shall transmit to each wholesaler, to whom it makes delivery of any of the garments enumerated in paragraph (a) of this order, the following notice:

#### NOTICE OF ADJUSTED CEILING PRICES

The Office of Price Administration has adjusted our ceiling prices on certain knitted underwear garments pursuant to the provisions of Order No. 5, issued under Supplementary Order 99. In Column A below you will find our adjusted ceiling prices for these garments.

Under this order the Office of Price Administration has established the method by which you, as a wholesaler, are to determine your ceiling prices for these garments.

You are required by the Office of Price Administration to determine your ceiling prices for the specified styles by the following method: You first find the "cost base" for the garment being priced from Column B of the following table. You then apply to this "cost base" your "initial percentage markup" (determined in accordance with the appropriate rule set forth in subparagraph (e) of § 1372.102 (b) of Maximum Price Regulation 210). You then add to the amount so determined the sum specified in Column C below for the style of garment being priced. This is your new ceiling price for the garment being priced. These new ceiling prices shall be subject to all terms, allowances, price differentials and other trade practices customarily used by you during 1942 on deliveries of comparable types of fall and winter knitted underwear.

Style No.	Column A Griffin's adjusted ceiling price	Column B Cost base to which wholesaler applies "initial percentage markup"	Column C Amount of adjustment which wholesaler may add
	Per dozen	Per dozen	Per dozen
139	\$7.83	\$7.50	\$0.04
253	9.31	8.62½	.33
453	10.25	9.50	.37
253B	6.03	5.75	.03

Please note that, as a wholesaler, you are required by the Office of Price Administration to transmit to each retailer to whom you deliver any of the garments enumerated above on or after December 29, 1944, a notice

in the following form, properly filled in by you with the information applicable to the particular garments being delivered by you to the retailer. You are required to complete this "Notice to Retailers" as follows: In Column A you shall list the ceiling prices of the particular styles being shipped which were in effect for you under Maximum Price Regulation 210 prior to the date of this order. In Column B you shall list the new ceiling prices which you determine in accordance with the method indicated in this notice to you. In Column C you shall list the difference between the amounts in Column A and Column B below for the respective styles. This notice, when properly completed by you, is to be transmitted with, or annexed to, the invoice, billing, or other statement of price accompanying every shipment made by you to your retail customers of the styles shipped to you by us.

#### NOTICE TO RETAILERS

The Office of Price Administration, pursuant to Order No. 5, issued under Supplementary Order 99, has permitted us to adjust our ceiling prices on the following garments sold and delivered by us to you on or after December 29, 1944.

Style No.	Column A Our old ceiling price	Column B Our new ceiling price	Column C Our adjustment (difference between old and new ceiling price)
	Per dozen	Per dozen	Per dozen
139			
253			
453			
253B			

Please note that the Office of Price Administration has ruled that you may not increase your ceiling prices for these garments. You must continue to sell these garments at or below the ceiling prices already established by you pursuant to Maximum Price Regulation 210, and you may not in any case include the amount of the adjustment set forth in Column C above in the cost base on which your ceiling price is computed under that regulation.

(e) The notice required to be sent by Griffin Knitting Mills, Inc. to its wholesale customers, as provided in paragraph (d) above, and containing the information applicable to the styles of garments included in the particular shipment, shall be transmitted with, or be annexed to, the invoice, billing, or other statement of price accompanying every shipment made by Griffin Knitting Mills, Inc. of any of the garments enumerated in paragraph (a) of this order. This notice, with respect to any garment for which Griffin Knitting Mills, Inc. is permitted an adjustment of its ceiling price under this order, shall be sent by Griffin Knitting Mills, Inc. in lieu of the notice required under § 1383.304 (b) of Maximum Price Regulation 221.

(f) Any seller at wholesale, purchasing any of the enumerated garments of underwear from Griffin Knitting Mills, Inc., shall transmit to each of its own customers, at the time of delivery of any of these garments on and after December 29, 1944, the form of "Notice to Retailers" contained in the notice required to be sent to wholesalers by Griffin Knitting Mills, Inc. under paragraph (d) above. This "Notice to Retailers" shall contain the information applicable to

<sup>1</sup> 9 F.R. 13521.

the styles of garments included in the particular shipment and shall be transmitted with, or be annexed to, the invoice, billing or other statement of price accompanying every shipment made by the wholesaler of any of the garments covered by this order. Each seller at wholesale shall complete this "Notice to Retailers" as follows: In Column A he shall list the ceiling prices in effect for sales by him under Maximum Price Regulation 210, prior to this order, of the styles enumerated. In Column B he shall list his new ceiling prices determined in accordance with paragraph (c) of this order. In Column C he shall list the differences between the amounts in Column A and Column B for the respective styles.

(g) The ceiling price for a sale at retail of any of the garments listed in paragraph (a), delivered to the retailer on and after December 29, 1944, by wholesalers who purchase such garments from Griffin Knitting Mills, Inc., must be established under Maximum Price Regulation 210. However, in no case may the amount of the adjustment granted to wholesalers by this order be included by a retailer in the cost base on which the ceiling price of the garment is computed under that regulation.

(h) This order shall apply only to those garments of Style No. 253B which are delivered on or before January 31, 1945. With respect to Styles Nos. 139, 253 and 453, this order shall apply only to those garments which are delivered on or before February 28, 1945.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 29, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19714; Filed, Dec. 28, 1944;  
4:50 p. m.]

[Supp. Order 94, Order 18]

#### NAVY FUEL TANKS

#### ESTABLISHMENT OF SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with Section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales at wholesale and retail of 7½ gallon Navy fuel tanks hereinafter described, sold by United States Treasury Department, Procurement Division.

(b) *Maximum prices.* The maximum delivered price per fuel tank described herein shall be:

*Description of fuel tank.* 7½ gallon Navy fuel tank, constructed of terne plate, top 24-gauge, bottom 26-gauge, sides 28-gauge, height 14¾", width 12¾", depth 10¾",

metal screw top, finish one coat olive drab, outside soldered seams.

	Prices for sales by jobbers, distributors or reconditioners to retailers or industrial users	Prices for sales at retail
New container.....	\$1.00	\$1.50
Raw used container.....	.25	.45
Reconditioned container.....	.65	.95

(c) *Definitions.* (1) "Raw used container" for the purposes of this Order means a Navy fuel tank as herein described which has been filled and emptied but has not been reconditioned after the last emptying.

(2) "Reconditioned container" means a raw used container which has been thoroughly cleaned, dented, and fully repaired to insure that the container is liquid tight, and supplied with a closure and a serviceable gasket.

(d) *Notification.* (1) Any person who sells the articles described in paragraph (b) to a retailer shall notify the retailer in writing of the retailer's maximum resale price under paragraph (b). This notice may be given in any convenient form.

(2) Retailers must post a notice at the place where the containers are offered for sale stating whether the containers are new, reconditioned, or raw used, with the maximum prices for such containers.

(e) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes Maximum Price Regulation 43, the General Maximum Price Regulation and orders issued thereunder, and orders previously issued under Supplementary Order 94.

(f) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective December 30, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19762; Filed, Dec. 29, 1944;  
11:44 a. m.]

[MPR 136, Order 392]

#### CHEVROLET MOTOR DIVISION, GENERAL MOTORS CORP.

#### AUTHORIZATION OF MAXIMUM PRICES

Order No. 392 under Maximum Price Regulation No. 136, as amended—Machines and Parts and Machinery Services. Chevrolet Motor Division, General Motors Corporation; Docket No. 6083-136.25a-174.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to and under the authority vested in the Price Adminis-

trator by the Emergency Price Control Act of 1942, as amended, Executive Orders 9250 and 9328, and § 1390.25a of Maximum Price Regulation 136, as amended, It is ordered:

(a) Chevrolet Motor Division, General Motors Corporation, General Motors Building, Detroit, Michigan, is authorized to sell to resellers, each of its Model 4502, SSBCB, 160" wheelbase school bus chassis at a net wholesale price of \$729.60 (subject to the discounts in effect on March 31, 1942 to the applicable class of purchasers) to which it may add the following applicable charges:

(1) *Charges.* (i) A charge for extra, special and optional equipment which shall not exceed Chevrolet Motor Division's list or established price in effect on March 31, 1942 (subject to the discounts in effect on March 31, 1942 to the applicable class of purchasers) when sold as original equipment;

(ii) A charge to include federal tires-weight and other federal excise taxes, and state and local taxes computed in accordance with the Chevrolet Motor Division's method in effect on March 31, 1942;

(iii) A charge for freight based on freight rates from Flint, Michigan, to place of delivery;

(iv) A charge to cover Chevrolet Motor Division's expense for unloading, handling, delivery, and gas and oil, not to exceed the sum of \$5.00 when the bus model is shipped to a company owned zone sales location.

(b) Chevrolet Motor Division, General Motors Corporation is authorized to sell to the United States, each of its Model 4502, SSBCB, 160" wheelbase school bus chassis at a net price not to exceed the sum of \$717.60 to which it may add the applicable charges set forth in subparagraph (1) of paragraph (a).

(c) A reseller of Chevrolet trucks is authorized to sell, delivered at place of business, each of the Chevrolet Model 4502, SSBCB, 160" wheelbase school busses mentioned in paragraph (a) at a price not to exceed the total of the retail list price of \$960 and the following applicable charges (subject to the discounts in effect on March 31, 1942 to the applicable class of purchasers):

(1) *Charges.* (i) A charge for extra, special and optional equipment not to exceed the charge it had in effect on March 31, 1942 for such equipment, when sold as original equipment;

(ii) A charge for actual freight-in, including ocean freight;

(iii) The reseller's charge for handling and delivery in effect on March 31, 1942;

(iv) A charge to include federal, state, insular, territorial and local taxes on the purchase, sale or delivery of the truck model, computed in accordance with the reseller's method in effect on March 31, 1942;

(v) The dollar amount of all other charges which the reseller had in effect on March 31, 1942 to the applicable class of purchasers.

(d) A reseller that cannot establish a price under paragraph (c) because it was

not in business on March 31, 1942 shall determine its maximum prices for the bus model by adding to the retail list price of \$960 the following applicable charges:

(i) *Charges.* (1) The original equipment retail charge that Chevrolet Motor Division suggested on March 31, 1942 be made by resellers for extra, special and optional equipment attached to the bus chassis as original equipment;

(ii) A charge to cover actual freight-in expense, including ocean freight;

(iii) A charge equal to the charge made to the reseller by the Chevrolet Motor Division in accordance with its method in effect on March 31, 1942 to cover federal tires-weight and other federal excise taxes;

(iv) A charge equal to the reseller's expense for payment of federal, state, insular, territorial and local taxes on the sale or delivery of the bus model;

(v) A charge equal to reseller's actual expense for handling and delivery of the bus model.

(e) A reseller of Chevrolet trucks in any of the territories or possessions of the United States is authorized to sell each of the Chevrolet Model 4502, SSBC 160" wheelbase school busses described in paragraph (a), at a price not to exceed the applicable maximum price established in paragraph (c) or (d), to which it may add a sum equal to the expense incurred by or charged to it for payment of export premiums to General Motors Corporation, boxing and crating for export purposes, marine and war risk insurance, and landing, wharfage and terminal operations.

(f) All requests not granted in this order are denied.

(g) This order may be amended or revoked by the Administrator at any time.

**NOTE.** The Chevrolet Motor Division's price under paragraph (a) or (b) is for a truck equipped with natural rubber tires, or synthetic rubber tires delivered to it prior to April 18, 1944. Where the Chevrolet Motor Division has an established price in accordance with § 1390.6 of Maximum Price Regulation 136, as amended, which is higher than a price permitted under paragraph (a) or (b) because the truck is equipped with synthetic tires delivered to it on and after April 18, 1944, or because of any other substantial specification change or material substitution in the truck, the reseller may add to its price under paragraph (c), (d) or (e) the increase in cost to it over the price it would otherwise pay under paragraph (a) plus its customary markup on such cost.

This order shall become effective January 1, 1945.

Issued this 29th day of December 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-19764; Filed, Dec. 29, 1944;  
11:45 a. m.]

#### Regional and District Office Orders. LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register December 26, 1944.

#### REGION I

Augusta Order 1-F, Amendment 25, covering fresh fruits and vegetables in certain areas in the state of Maine, filed 10:36 a. m.

#### REGION II

Buffalo Order 1-F, Amendment 30, covering fresh fruits and vegetables in certain cities in New York, filed 10:39 a. m.

Buffalo Order 2-F, Amendment 30, covering fresh fruits and vegetables in certain cities in New York, filed 10:39 a. m.

Newark Order 13, Amendment 1, covering dry groceries in the Northern part of New Jersey, filed 10:41 a. m.

Newark Order 14, Amendment 1, covering dry groceries in the Northern part of New Jersey, filed 10:41 a. m.

New York Order 2-C, covering poultry in certain areas in Pennsylvania, District of Columbia, Delaware, and Maryland, filed 10:32 a. m.

New York Order 1-F, Amendment 39, covering fresh fruits and vegetables in the five boroughs in the city of New York, filed 10:33 a. m.

New York Order 1-F, Amendment 40, covering fresh fruits and vegetables in the five boroughs in the city of New York, filed 10:35 a. m.

New York Order 3-F, Amendment 29, covering fresh fruits and vegetables in certain cities in the city of New York, filed 10:33 a. m.

New York Order 3-F, Amendment 27, covering fresh fruits and vegetables in certain cities in the city of New York, filed 10:35 a. m.

New York Order 6-F, Amendment 21, covering fresh fruits and vegetables in certain cities in New York, filed 10:33 a. m.

New York Order 6-F, Amendment 22, covering fresh fruits and vegetables in certain counties in the State of New York, filed 10:35 a. m.

Philadelphia Order 6-F, Amendment 6, covering fresh fruits and vegetables in the city and county of Philadelphia, filed 10:30 a. m.

Philadelphia Order 7-F, Amendment 6, covering fresh fruits and vegetables in certain counties in the State of Pennsylvania, filed 10:30 a. m.

Philadelphia Order 8-F, Amendment 6, covering fresh fruits and vegetables in certain cities in the State of Pennsylvania, filed 10:30 a. m.

Syracuse Order 29, covering dry groceries in certain counties in the State of New York, filed 10:31 a. m.

Syracuse Order 30, covering dry groceries in certain counties in New York, filed 10:31 a. m.

Syracuse Order 31, covering dry groceries in certain counties in New York, filed 10:32 a. m.

Syracuse Order 32, covering dry groceries in certain counties in New York, filed 10:32 a. m.

Syracuse Order 33, covering dry groceries in certain counties in New York, filed 10:31 a. m.

Williamsport Order 18, covering dry groceries in certain counties in the State of Pennsylvania, filed 10:36 a. m.

#### REGION III

Charleston Order 3-F, Amendment 53, covering fresh fruits and vegetables in certain counties in Ohio and West Virginia, filed 10:30 a. m.

Charleston Order 7-F, Amendment 38, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:49 a. m.

Charleston Order 8-F, Amendment 37, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:49 a. m.

Charleston Order 9-F, Amendment 53, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:48 a. m.

Charleston Order 10-F, Amendment 33, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:48 a. m.

Charleston Order 11-F, Amendment 23, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:48 a. m.

Charleston Order 12-F, Amendment 25, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:48 a. m.

Charleston Order 13-F, Amendment 23, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:48 a. m.

Cleveland Order F-1, Amendment 18, covering fresh fruits and vegetables in Cuyahoga County, Ohio, filed 10:37 a. m.

Cleveland Order F-3, Amendment 18, covering fresh fruits and vegetables in Trumbull and Mahoning Counties, Ohio, filed 10:37 a. m.

Cleveland Order F-4, Amendment 17, covering fresh fruits and vegetables in Stark and Summit Counties, Ohio, filed 10:33 a. m.

Cleveland Order F-5, Amendment 7, covering fresh fruits and vegetables in certain counties in the State of Ohio, filed 10:47 a. m.

Grand Rapids Order 13, Amendment 3, covering fresh fruits and vegetables in the Grand Rapids area, filed 10:47 a. m.

Grand Rapids Order 18, covering community food prices in the Grand Rapids area, filed 10:47 a. m.

Lexington Order 1-F, Amendment 60, covering fresh fruits and vegetables in Fayette County, Ky., filed 10:38 a. m.

Lexington Order 2-F, Amendment 54, covering fresh fruits and vegetables in Campbell and Kenton Counties, Ky., filed 10:39 a. m.

Lexington Order 3-F, Amendment 51, covering fresh fruits and vegetables in Boyd County, Ky., filed 10:38 a. m.

Lexington Order 4-F, Amendment 8, covering fresh fruits and vegetables in certain counties in the State of Kentucky, filed 10:39 a. m.

#### REGION IV

Atlanta Order 1-F, Amendment 26, covering fresh fruits and vegetables in Bibb County, Ga., filed 10:55 a. m.

Atlanta Order 5-F, Amendment 23, covering fresh fruits and vegetables in certain counties in Georgia and Alabama, filed 10:54 a. m.

Atlanta Order 6-F, Amendment 21, covering fresh fruits and vegetables in certain areas in the State of Georgia, filed 10:46 a. m.

Birmingham Order 3-F, Amendment 4, covering fresh fruits and vegetables in Jefferson County, Ala., filed 10:51 a. m.

Birmingham Order 3-F, Amendment 5, covering fresh fruits and vegetables in Jefferson County, Ala., filed 10:51 a. m.

Birmingham Order 4-F, Amendment 3, covering fresh fruits and vegetables in certain counties in Alabama, filed 10:51 a. m.

Charlotte Order 3-F, Amendment 3, covering fresh fruits and vegetables in certain areas in the State of North Carolina, filed 10:37 a. m.

Jackson Order 1-C, covering poultry in certain areas in the State of Mississippi, filed 10:53 a. m.

Jackson Order 2-C, covering poultry in certain areas in the State of Mississippi, filed 10:53 a. m.

Jackson Order 4-F, Amendment 10, covering fresh fruits and vegetables in certain counties in the State of Mississippi, filed 10:54 a. m.

Jackson Order 5-F, Amendment 2, covering fresh fruits and vegetables in certain areas in the State of Mississippi, filed 10:54 a. m.

Jacksonville Order 10-F, Amendment 10, covering fresh fruits and vegetables in certain cities in the State of Florida, filed 10:50 a. m.

Savannah Order 7-F, Amendment 9, covering fresh fruits and vegetables in certain counties in the State of Georgia, filed 10:52 a. m.

Savannah Order 9-F, Amendment 9, covering fresh fruits and vegetables in certain counties in the State of Georgia, filed 10:52 a. m.

Savannah Order 10-F, Amendment 9, covering fresh fruits and vegetables in certain counties in the State of Georgia, filed 10:52 a. m.

#### REGION V

Dallas Order 1-F, Amendment 45, covering fresh fruits and vegetables in the Dallas, Tex., area, filed 10:37 a. m.

Dallas Order 6-E, covering eggs in the Dallas, Tex., area, filed 10:45 a. m.

Dallas Order 7-E, covering eggs in the Dallas, Tex., area, filed 10:45 a. m.

Dallas Order 8-E, covering eggs in the Dallas, Tex., area, filed 10:44 a. m.

Tulsa Order 7-F, covering fresh fruits and vegetables in the Tulsa area, filed 10:50 a. m.

#### REGION VI

Moline Order 40, Amendment 2, covering dry groceries in certain counties in the states of Illinois and Iowa, filed 10:36 a. m.

#### REGION VIII

Phoenix Order 17-O, Amendment 1, covering eggs in certain areas in the State of Arizona, filed 10:42 a. m.

Phoenix Order 1-F under 1-B, covering community food prices in the Tucson area, filed 10:41 a. m.

Phoenix Order 4-F, covering fresh fruits and vegetables in the Tucson area, filed 10:42 a. m.

Phoenix Order 8, Amendment 11, covering community ceiling prices in the Phoenix-South Central area, filed 10:42 a. m.

Portland Order 20, Amendment 3-A, covering dry groceries in the Portland area, filed 10:43 a. m.

Portland Order 21, Amendment 3-A, covering dry groceries in the Portland area, filed 10:43 a. m.

Portland Order 22, Amendment 3, covering dry groceries in the Portland area, filed 10:42 a. m.

Portland Order 22, Amendment 3-A, covering dry groceries in the Portland area, filed 10:44 a. m.

Portland Order 23, Amendment 3, covering dry groceries in the Portland area, filed 10:42 a. m.

Portland Order 24, Amendment 3, covering dry groceries in certain cities in Oregon, filed 10:43 a. m.

Portland Order 25, Amendment 3, covering dry groceries in certain cities in Oregon, filed 10:43 a. m.

San Francisco Order F-1, Amendment 46, covering fresh fruits and vegetables in certain cities in the State of California, filed 10:40 a. m.

San Francisco Order F-2, Amendment 39, covering fresh fruits and vegetables in certain cities in the State of California, filed 10:40 a. m.

San Francisco Order F-3, Amendment 38, covering fresh fruits and vegetables in certain cities in the State of California, filed 10:40 a. m.

San Francisco Order F-4, Amendment 37, covering fresh fruits and vegetables in certain cities in the State of California, filed 10:40 a. m.

San Francisco Order F-5, Amendment 36, covering fresh fruits and vegetables in certain cities in California, filed 10:40 a. m.

San Francisco Order F-6, Amendment 32, covering fresh fruits and vegetables in certain cities in California, filed 10:41 a. m.

Seattle Order 6-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Washington, filed 10:41 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 44-19725; Filed, Dec. 28, 1944;  
4:51 p. m.]

### SECURITIES AND EXCHANGE COMMISSION.

[File No. 59-12]

#### AMERICAN POWER & LIGHT CO.

#### PERMITTING SALE AND TRANSFER OF COMMON STOCK

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of December, A. D., 1944.

American Power & Light Company, a registered holding company which the Commission has ordered to be dissolved, having entered into an agreement, subject to securing the entry of this order, for the sale by American Power & Light Company of 970,992 shares of common stock of Nebraska Power Company and of options for the purchase of the remaining 29,008 shares of common stock of Nebraska Power Company, for a total base cash consideration of \$14,175,000; and

American Power & Light Company having requested that the Commission enter an appropriate order to conform to the requirements of sections 371 and 1808 of the Internal Revenue Code, as amended, which provide in substance for special tax consequences for sales and transfers made pursuant to orders of this Commission reciting that such sales and transfers are necessary or appropriate to the effectuation of the provisions of section 11 (b) of the act; and

The Commission deeming the sale to be a step in compliance with the above-mentioned dissolution order and necessary or appropriate to effectuate the provisions of section 11 (b) of said act and deeming it appropriate to grant the request of American Power & Light Company as to the suggested recitals;

*It is hereby ordered*, That the sale by American Power & Light Company of 970,992 shares of common stock of Nebraska Power Company, and of options to purchase the remaining 29,008 shares of common stock of Nebraska Power Company, and the transfer, in order to effect said sale, (a) of 31,257 shares of such stock and of said options by American Power & Light Company and (b) of 939,735 shares of such stock by American Power & Light Company and its nominees, as set forth in the request filed by American Power & Light Company be effected as a step in compliance with the order for dissolution of American Power & Light Company and as necessary or ap-

propriate to effectuate the provisions of section 11 (b) of said act; and

*It is further ordered and recited*, That the said sale and transfers are necessary or appropriate to the integration or simplification of the holding company system of which American Power & Light Company is a member and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, 49 Stat. 820 (U.S.C., Title 15, Sec. 70k(b)).

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 44-19697; Filed, Dec. 28, 1944;  
2:26 p. m.]

[File No. 70-983]

#### KANSAS POWER AND LIGHT CO.

#### ORDER PERMITTING SALE OF PROPERTY

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of December 1944.

The Commission having entered an order on April 14, 1942, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, requiring, among other things, that The North American Company, a registered public-utility holding company, shall sever its relationship by disposing or causing the disposition, in any appropriate manner not in contravention of the applicable provisions of the act or the rules and regulations promulgated thereunder, of its direct and indirect ownership, control, and holding of securities issued and properties owned, controlled, or operated by The Kansas Power and Light Company; and the Commission further having entered an order on December 30, 1941, pursuant to section 11 (b) (2) of the act, directing that North American Light & Power Company, a registered holding company and a subsidiary of The North American Company, be liquidated and dissolved; and

The Kansas Power and Light Company, a subsidiary of North American Light & Power Company, having advised the Commission of the execution of a contract to sell its water plant and distribution system, and all property used or held for use in the operation thereof, located in and in the vicinity of the City of Hutchinson, Kansas, for the sum of \$940,000 in cash which will be deposited with the Trustee under the indenture securing the First Mortgage Bonds, 3½% Series, due July 1, 1969, of The Kansas Power and Light Company; and

The Kansas Power and Light Company having requested an order of the Commission with respect to said transaction conforming to the formal requirements specified in sections 371 and 1808 of the Internal Revenue Code, as amended, which provide in substance for special tax consequences for sales and transfers made pursuant to orders of this Commission reciting that such sales and transfers are necessary or appropriate to the effectuation of the provisions of section 11 (b) of the act; and

The Commission deeming the sale to be a step in compliance with the aforementioned divestment order with respect to The North American Company and the aforementioned liquidation order with respect to North American Light & Power Company, and as necessary or appropriate to effectuate the provisions of section 11 (b) of said act and deeming it appropriate to grant the request of applicant;

*It is hereby ordered,* That the sale by The Kansas Power and Light Company of its water plant and distribution system, and all property used or held for use in the operation thereof, located in and in the vicinity of the City of Hutchinson, Kansas, for the sum of \$940,000 in cash which will be deposited with the Trustee under the indenture securing the First Mortgage Bonds, 3½% Series, due July 1, 1969, of The Kansas Power and Light Company, be effected as a step in compliance with the aforementioned orders of this Commission dated April 14, 1942, and December 30, 1941, with respect to The North American Company and North American Light & Power Company and as necessary or appropriate to effectuate the provisions of section 11 (b) of the act; and

*It is further ordered and recited,* That said sale is necessary or appropriate to the integration or simplification of the holding company system of which The Kansas Power and Light Company is a member and is necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, 49 Stat. 820 (U. S. C., Title 15, sec. 79 k (b)).

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-19698; Filed, Dec. 28, 1944;  
2:26 p. m.]

[File Nos. 54-75, 70-726]

COMMONWEALTH & SOUTHERN CORP.  
(DELAWARE)

ORDER PERMITTING DECLARATION TO  
BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 21st day of December, A. D. 1944.

The Commonwealth & Southern Corporation (Commonwealth), a registered holding company, having filed a declaration pursuant to the Public Utility Holding Company Act of 1935, particularly section 12 (c) thereof and Rule U-46 thereunder regarding the proposed payment of a dividend of \$1.25 per share (payable on the 28th day after approval by this Commission to stockholders of record at the close of business on the 14th day thereafter) on its 1,482,000 shares of preferred stock outstanding, the aggregate amount of such dividend payment being \$1,852,500; and

Commonwealth having stated in the declaration that "The Board \* \* \* recognizes that earned surplus at October 31, 1944 is less than the amount of the proposed dividend and that the restatement of the carrying value of Com-

monwealth's investments, which restatement it is proposed in the amended plan will be made upon consummation thereof, will result in a decrease in such carrying value in an amount not less than the sum of (a) the amount shown as 'Earned Surplus' in the balance sheet as at October 31, 1944 and (b) the amount of net income to be received subsequent to October 31, 1944 and prior to the date of such restatement, provided such restatement is completed within some reasonable period, say by March 31, 1945, and, accordingly, the 'Earned Surplus' account is so qualified that, under the rules and practice of the Commission, payment of said dividend is subject to the requirement of Commission authorization under the provisions of section 12 (c) of the act and Rule U-46 in spite of the fact that, as authorized by section 34 of the Delaware General Corporation Law, the source of payment of such dividend under such Law is Commonwealth's net profits for the current and preceding fiscal years"; and

Said declaration having been filed on November 28, 1944 and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in the said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission regarding the proposed payment as similar in principle to those proposed by Commonwealth and permitted by the Commission's orders of June 24, September 13, November 26, 1943, March 8, June 3 and September 5, 1944 (Holding Company Act Release Nos. 4383, 4560, 4703, 4933, 5084 and 5268) and, as in the case of said prior dividend payments, as being made out of capital; and

The Commission deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration to become effective; and

Commonwealth having requested that the effective date of the declaration be accelerated to facilitate the prompt payment of the proposed dividend to the preferred stockholders and the Commission deeming it appropriate that such request for acceleration be granted;

*It is hereby ordered,* Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith, *Provided, however,* That this order shall not be construed as a determination that such dividend payment is or is not taxable to the recipient pursuant to the provisions of the Internal Revenue Code, *And provided further,* That Commonwealth accompany the dividend checks with a statement to the effect (1) that the Commission regarded the dividend payment as being made out of capital for purposes of the Public Utility Holding Company Act of 1935 and (2) that the Commission's statement to this effect did not purport to be a determination that such dividend payment is or is

not taxable to the recipient pursuant to the provisions of the Internal Revenue Code.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-19633; Filed, Dec. 23, 1944;  
2:26 p. m.]

[File No. 70-489]

LACLEDE GAS LIGHT CO. AND OGDEN CORP.  
ORDER RELEASING JURISDICTION WITH RE-  
SPECT TO FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 26th day of December, A. D. 1944.

The Commission having by order dated March 6, 1942 (Holding Company Act Release No. 3376), granted applications filed under the Public Utility Holding Company Act of 1935 by The Laclede Gas Light Company and its parent company, Ogden Corporation, a registered holding company, involving several proposed transactions relating to the proposed extension of the maturity dates of The Laclede Gas Light Company's Refunding and Extension Mortgage 5% Gold Bonds from April 1, 1942 to April 1, 1945 and of its Collateral Trust 6% Notes from August 1, 1942 to August 1, 1945; and having by said order reserved jurisdiction over all the fees and expenses incurred or proposed to be incurred by Ogden Corporation in respect of the several matters in this proceeding involved;

Ogden Corporation having filed, as an amendment to its application herein, an application for the release of jurisdiction heretofore reserved over said fees and expenses, together with a statement of the actual fees and expenses incurred by it in the total amount of \$20,789.05, and it appearing to the Commission that said fees and expenses are not unreasonable, and that jurisdiction over such matters should be released;

*It is ordered,* That the jurisdiction reserved in the order heretofore entered herein, on March 6, 1942, with respect to the fees and expenses incurred or proposed to be incurred by Ogden Corporation in respect of the several matters in this proceeding involved, be and hereby is released.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-19709; Filed, Dec. 23, 1944;  
2:26 p. m.]

[File No. 70-931]

PORTSMOUTH GAS CO. AND ASSOCIATED  
ELECTRIC CO.

NOTICE OF FILING OF AMENDMENT AND  
ORDER RECONVENING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of December 1944.



Notice is hereby given that amendments have been filed to the joint application-declaration, previously filed pursuant to the provisions of the Public Utility Holding Company Act of 1935 by Associated Electric Company, a registered holding company, and its wholly-owned subsidiary, The Portsmouth Gas Company; and

All interested persons are referred to the said application-declaration, as amended, which is on file in the offices of the Commission, for a statement of the transactions as now proposed, which may be summarized as follows:

Associated Electric Company proposes to sell to A. L. Klees and George Shaw, of Long Island, New York, non-affiliates, for the base price of \$100,000, subject to adjustments, all the outstanding shares of stock of The Portsmouth Gas Company, consisting of 4,000 shares of common stock without par value. In connection with such sale, The Portsmouth Gas Company proposes to refund \$480,000 of its present open account indebtedness to Associated Electric Company (in the total amount of \$1,050,000 at October 31, 1944) by issuing and delivering in payment therefor its promissory note in the principal amount of \$480,000, said note to bear interest at the rate of 4%; and Associated Electric Company proposes to donate to The Portsmouth Gas Company the balance of such open account indebtedness. The agreement of sale also provides that the purchasers shall have the option of acquiring from Associated Electric Company the said note in the amount of \$480,000, as described above, for cash, and the exercise of such option shall entitle the purchasers to a reduction of \$25,000 in the base purchase price proposed to be paid them for the common stock of The Portsmouth Gas Company.

Associated Electric Company also proposes to acquire from The Portsmouth Gas Company for the total consideration of one dollar all of the latter's holdings of 490 shares of common stock of Atlantic Utility Service Corporation.

The filing designates sections 6 (b), 9 (a) (1), 10, 12 (d), and 12 (f) of the act, and Rules U-43, U-44, and U-45 promulgated thereunder, as applicable to the proposed transactions.

A hearing having been held with respect to the transactions as originally proposed and it appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers that the hearing be reconvened with respect to such matters:

*It is ordered*, That the hearing on such matters under the applicable provisions of said act and rules of the Commission thereunder be reconvened on January 19, 1945, at 10:00 a. m., e. w. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing room clerk in room 318 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in said proceeding should notify the Commission in the manner

provided by Rule XVII of its rules of practice on or before January 17, 1945.

*It is further ordered*, That Allen MacCullen, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

*It is further ordered*, That, without limiting the scope of the issues presented by said application-declaration, as amended, particular attention will be directed at such hearing to the following matters:

1. Whether the proposed transactions are appropriate and in the public interest and in the interest of investors and consumers;

2. Whether the consideration to be received for the proposed sale is fair and reasonable;

3. Whether the proposed acquisitions by Associated Electric Company of the common stock of Atlantic Utility Service Corporation and of the promissory note to be issued by The Portsmouth Gas Company comply with the provisions of section 10 of the act;

4. The propriety of the accounting treatment to reflect the proposed transactions on the books of the applicants-declarants;

5. Whether, and to what extent, it is necessary or appropriate in the public interest to impose terms or conditions in regard to the accounts or capital structure of The Portsmouth Gas Company, or otherwise in regard to the proposed transactions;

6. Whether, in all other respects, the proposed transactions comply with all the applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-19701; Filed, Dec. 28, 1944;  
2:27 p. m.]

[File No. 70-819]

INDIANA GAS UTILITIES CO., AND ASSOCIATED  
ELECTRIC CO.

#### ORDER GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of December 1944.

Associated Electric Company ("Aelec"), a registered holding company, and its wholly-owned subsidiary, Indiana Gas Utilities Company ("Utilities"), having filed an application-declaration, pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935, concerning the acquisition by Aelec of all the assets of Utilities, subject to its existing liabilities, upon the surrender by Aelec, for cancellation, of all the out-

standing shares of capital stock of, and claims against, and the subsequent dissolution of, Utilities; and

The Commission having, on March 9, 1944, after notice and hearing, filed its memorandum opinion and order (Holding Company Act Release No. 4934) granting the application and permitting the declaration to become effective; and

The Commission having, by orders dated June 22, 1944, and August 29, 1944, upon the request of applicants-declarants, extended the time for consummating said transaction to and including December 31, 1944; and

Applicants-declarants having, on December 21, 1944, advised the Commission that the parties have been unable to consummate the transaction proposed in said application-declaration within such time, and having requested that the time for such consummation be extended to and including February 28, 1945; and

It appearing to the Commission that it is appropriate in the public interest and the interest of investors to grant said request:

*It is ordered*, That the time for consummating said transaction be, and hereby is, extended to and including February 28, 1945.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-19702; Filed, Dec. 28, 1944;  
2:27 p. m.]

[File No. 31-375]

MIDDLE WEST UTILITIES CO. OF CANADA,  
LTD.

#### ORDER EXTENDING ORDER OF EXEMPTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of December, A. D., 1944.

Middle West Utilities Company of Canada Limited having applied for an extension of an order granted on May 24, 1939, and heretofore extended by orders dated January 8, 1942 and December 29, 1943, respectively, exempting it and its subsidiaries from certain specified sections of the Public Utility Holding Company Act of 1935 pursuant to sections 3 (a) (5) and 3 (b) thereof, said order of December 29, 1943 providing that the exemption granted thereby should expire December 31, 1944, without prejudice to the right of Middle West Utilities Company of Canada Limited to apply on behalf of it and its subsidiary companies for an extension of the time during which such order shall be effective and also without prejudice to the right of said Middle West Utilities Company of Canada Limited to apply at any time for such enlargement of any of the provisions of such order as it may deem appropriate;

The Commission having considered such application and the record herein, and it appearing that no substantial changes have occurred in the position of

the applicant and its subsidiaries since the issuance of said order of December 29, 1943 (excepting insofar as the applicant has received an offer for all its security holdings in its only subsidiary public utility company, Great Lakes Power Company Limited, such offer having been made on behalf of the Hydro-Electric Commission, an agency of the Province of Ontario, and this contemplated transaction has been exempted by this Commission from the provisions of the act and the rules thereunder. Holding Company Act Release No. 5214) and that the granting of a further extension of said order of May 24, 1939 would not be detrimental to the public interest or the interest of investors or consumers;

*It is hereby ordered*, That the time during which such order of exemption shall be effective be and the same hereby is extended until December 31, 1945, without prejudice to the right of Middle West Utilities Company of Canada Limited to apply on behalf of it and its subsidiary companies for an extension of the time during which such order shall be effective and also without prejudice to the right of said Middle West Utilities Company of Canada Limited to apply at any time for such enlargement of any of the provisions of such order as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-19703; Filed, Dec. 28, 1944,  
2:27 p. m.]

[File No. 70-7]

#### COLUMBIA GAS & ELECTRIC CORP.

##### ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 26th day of December, 1944.

Columbia Gas & Electric Corporation ("Columbia Gas"), a registered holding company, having filed a declaration pursuant to Instruction 8C of the uniform system of accounts for Public Utility Holding Companies, promulgated under the Public Utility Holding Company Act of 1935, regarding the proposed recording of its investment in the common stock of The Manufacturers Light and Heat Company (a new corporation to be formed upon the consummation of a merger program heretofore approved by order of this Commission dated June 23, 1944) (Holding Company Act Release No. 5126) as follows:

Present net investment in common stock of constituent companies of The Manufacturers Light & Heat Co.	\$45,497,738.45
Capital contributions made to two constituent companies	1,495,815.23
	<hr/> 46,993,553.73

Columbia Gas has stated that upon the restatement of the utility plant account of the new company to original cost it will determine the amount of downward adjustment, if any, which should be made in its carrying value for the new company's stock; and

Said declaration having been filed on August 10, 1944 and an amendment thereto having been filed November 30, 1944, and notice having been duly given in the form and manner prescribed in Rule U-23, promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said declaration within the period prescribed within said notice, or otherwise, and not having ordered a hearing thereon; and Columbia Gas having requested that the declaration become effective only upon the entry of an order with respect thereto; and

The Commission being satisfied that no adverse findings are required with respect to the amount proposed to be recorded by Columbia Gas on its books for its investment in The Manufacturers Light and Heat Company; and deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration to become effective;

*It is hereby ordered*, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-19704; Filed, Dec. 23, 1944;  
2:27 p. m.]

[File No. 70-633]

#### ASSOCIATED ELECTRIC CO. AND MISSOURI SOUTHERN PUBLIC SERVICE CO.

##### ORDER MODIFYING CONDITION AND GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of December A. D., 1944.

Associated Electric Company, a registered holding company, and its wholly-owned subsidiary, Missouri Southern Public Service Company, having filed joint applications-declarations, as amended, pursuant to sections 9 (a), 10, and 12 of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, regarding the proposed sale by Missouri Southern Public Service Company of all its physical properties to New-Mac Electric Cooperative, Inc., for a base cash consideration of \$170,000; the subsequent transfer by Missouri Southern Public Service Company of 40 shares of capital stock of Atlantic Utility Service Corporation and its other then remaining assets, subject to its liabilities, to Associated Electric Company, and the surrender to Missouri Southern Public Service

Company of all its capital stock and indebtedness held by Associated Electric Company; and the dissolution of Missouri Southern Public Service Company; and

The Commission having by order dated September 4, 1944, granted the applications, as amended, and permitted the declarations, as amended, to become effective, subject to the terms and conditions prescribed in Rule U-24; and the Commission having by subsequent order extended the time within which the transactions may be consummated to January 2, 1945; and

A request having been made that the time within which the transactions as set forth in the applications-declarations, as amended, be further extended; and

The Commission having considered such request and deeming it appropriate that it be granted;

*It is ordered*, That the conditions contained in said order of September 4, 1944, be, and hereby are, modified to the extent necessary to extend the time within which such transactions may be consummated to March 2, 1945.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-19705; Filed, Dec. 23, 1944;  
2:23 p. m.]

#### WAR MANPOWER COMMISSION.

LaSALLE-OTTAWA, ILL.

##### MINIMUM WARTIME WORKWEEK

Designation of the LaSalle-Ottawa, Illinois, Labor Market Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region VI by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours," and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the LaSalle-Ottawa, Illinois, Labor Market Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the LaSalle-Ottawa Labor Market Area shall include:

Bureau County, LaSalle County and Putnam County.

II. The effective date of this designation is January 15, 1945.

III. Not later than the effective date, each employer in the designated areas shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers

whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

"Minimum wartime workweek" as used in this order means a workweek of forty-eight hours, except in cases where a workweek of forty-eight hours (a) would be impracticable in view of the nature of the operations, (b) would not contribute to the reduction of labor requirements, or (c) would conflict with any Federal, State or local law or regulation limiting hours of work. In such cases, "minimum wartime workweek" means the greatest number of hours (less than forty-eight) feasible in the light of the nature of the operations, the reduction of labor requirements or the applicable Federal, State and local law or regulation, as the case may be.

W. H. SPENCER,  
Regional Director.

[F. R. Doc. 44-19727; Filed, Dec. 29, 1944;  
10:52 a. m.]

#### PULASKI COUNTY, IND.

##### MINIMUM WARTIME WORKWEEK

Removal of designation of a certain area in the state of Indiana as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region VI by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours," and having found that labor shortages are no longer impeding the war effort in certain areas, I hereby remove the

designation of the following area as subject to the provisions of Executive Order No. 9301:

Pulaski County in the State of Indiana.

I. The removal of this designation shall take effect on December 1, 1944.

Date of issuance: November 17, 1944.

W. H. SPENCER,  
Regional Director.

[F. R. Doc. 44-19728; Filed, Dec. 29, 1944;  
10:52 a. m.]

#### WAR PRODUCTION BOARD.

[C-236]

LAWRENCE FURNITURE CO.

##### CONSENT ORDER

On December 28, 1943, B. Finger, doing business as Lawrence Furniture Company at Shepherd, Texas, accepted transfer of 25 Cold Spot domestic mechanical refrigerators, Model 106-214650, from Sears, Roebuck & Company, Texarkana, Texas, through the Finger Furniture Company. In turn, the Lawrence Furniture Company rented those units to occupants of houses in the Wake Village housing project, located at Texarkana, Texas, a defense housing project, on a month to month basis. Wake Village, Inc., owners of said housing project, had previous to such transfer secured War Production Board authority to purchase 100 new domestic mechanical refrigerators for installation in the project, but did not exercise its right under that authority.

The War Production Board contends that said refrigerators were received by B. Finger, doing business as Lawrence Furniture Company, from Sears, Roebuck & Company, without a certificate or without a specific authorization of the War Production Board as required by Limitation Order L-5-d and likewise that said refrigerators were rented by respondent to occupants of the Wake Village Housing Project without a certificate or without the specific authorization as

required by said Limitation Order L-5-d and that both of said transfers were made in wilful violation of the provisions of said Limitation Order L-5-d. Respondent B. Finger admits such transfers without a certificate or a specific authorization of the War Production Board, but contends that such violations were not wilful on his part.

Wherefore, upon the agreement and consent of B. Finger, doing business as Lawrence Furniture Company, the Regional Compliance Chief and the Regional Attorney of the War Production Board, and upon the approval of the Compliance Commissioner, *it is hereby ordered, That:*

(a) Neither B. Finger, doing business as Lawrence Furniture Company, nor his successors or assigns, so long as the Second War Powers Act or any amendment thereto is in effect, shall move or cause to be moved from the Wake Village Housing Project at Texarkana, Texas, any of the 25 Cold Spot domestic mechanical refrigerators presently furnished by him to the occupants of the units in said project, without specific authority of the War Production Board. The refrigerators referred to herein are the 25 new Cold Spot domestic mechanical refrigerators, Model 106-214650, purchased by B. Finger, doing business as Lawrence Furniture Company, through Finger Furniture Company, Houston, Texas, from Sears, Roebuck & Company, Texarkana, Texas, on December 28, 1943.

(b) Nothing contained in this order shall be deemed to relieve B. Finger, doing business as Lawrence Furniture Company, his successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(c) This order shall take effect on December 28, 1944.

Issued this 18th day of December 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-19710; Filed, Dec. 28, 1944;  
4:28 p. m.]